

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1



Meeting Date: November 9, 2005

Item Number: 5.

Subject:

Resolution Recognizing Mr. Robert Olsen and Mr. Wolfgang Webner for Their Service to the Board of Building Code Appeals and the County

County Administrator's Comments:

County Administrator: _____

A handwritten signature, likely of the County Administrator, is written over the line.

Board Action Requested:

Mr. Barber requested the attached resolution be adopted.

Summary of Information:

Mr. Robert Olsen and Mr. Wolfgang Webner are being recognized for their service to the county on the Chesterfield County Board of Building Code Appeals.

Preparer: William D. Dupler

Title: Building Official

Attachments:



Yes



No

#000001

RECOGNIZING MR. ROBERT OLSEN AND MR. WOLFGANG WEBNER FOR THEIR SERVICE TO THE
BOARD OF BUILDING CODE APPEALS AND CHESTERFIELD COUNTY

WHEREAS, the Chesterfield County Board of Building Code Appeals was established in 1973 by the Board of Supervisors for the purpose of hearing appeals regarding the proper application of provisions of the Virginia Uniform Statewide Building Code, and subsequently expanded to include appeals regarding proper application of the Virginia Statewide Fire Prevention Code; and

WHEREAS, the Board resolved numerous appeals cases providing those aggrieved an opportunity for due process regarding the application of the Virginia Uniform Statewide Building Code and the Virginia Statewide Fire Prevention Code; and

WHEREAS, Mr. Robert Olsen and Mr. Wolfgang Webner were appointed as members of the Board of Building Code Appeals in August of 1993, and have continuously served the citizens of Chesterfield with distinction since their appointment; and

WHEREAS, Mr. Olsen served as Chairperson of the Board of Building Code Appeals and worked with the secretariat to schedule appeals cases, provided leadership to the Board of Building Code Appeals and brought forth policy recommendations to the Board of Supervisors from the Board of Building Code Appeals; and

WHEREAS, both Mr. Olsen and Mr. Webner also served with distinction on the Commission on Soils and Foundations, which was established to investigate problem soils and make recommendations to the Board of Supervisors regarding practical approaches to assist homeowners improve construction and inspection of footings/ foundations; and

WHEREAS, the Commission's recommendations led to development of the Shrink Swell Soil Assistance Program that was implemented to assist homeowners throughout the county; and

WHEREAS, Mr. Olsen and Mr. Webner have contributed greatly to the Chesterfield community by lending their expertise in construction, as well as their time, energies, and talents to the benefit of the citizenry of the county.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this 9th day of November 2005, publicly recognizes and commends Mr. Robert Olsen and Mr. Wolfgang Webner for their dedicated and outstanding service to the citizens of Chesterfield County.

AND, BE IT FURTHER RESOLVED, that a copy of this resolution be presented to Mr. Olsen and Mr. Webner and that this resolution be permanently recorded among the papers of this Board of Supervisors of Chesterfield County, Virginia.

000002



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 8.A.1.a.

Subject: Request Permission for a Proposed Inground Swimming Pool to Encroach Within a Sixteen-Foot Drainage Easement Across Lot 20, The Woods at Summerford, Section A

County Administrator's Comments: *Request Approval*

County Administrator: *JHP*

Board Action Requested: Grant Wesley M. Stewart and Deborah W. Stewart, permission for a proposed inground swimming pool to encroach within a 16' drainage easement across Lot 20, The Woods at Summerford, Section A, subject to the execution of a license agreement.

Summary of Information:

Wesley M. Stewart and Deborah W. Stewart, has requested permission for a proposed inground swimming pool to encroach within a 16' drainage easement across Lot 20, The Woods at Summerford, Section A. This request has been reviewed by staff and approval is recommended.

District: Matoaca

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

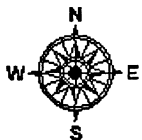
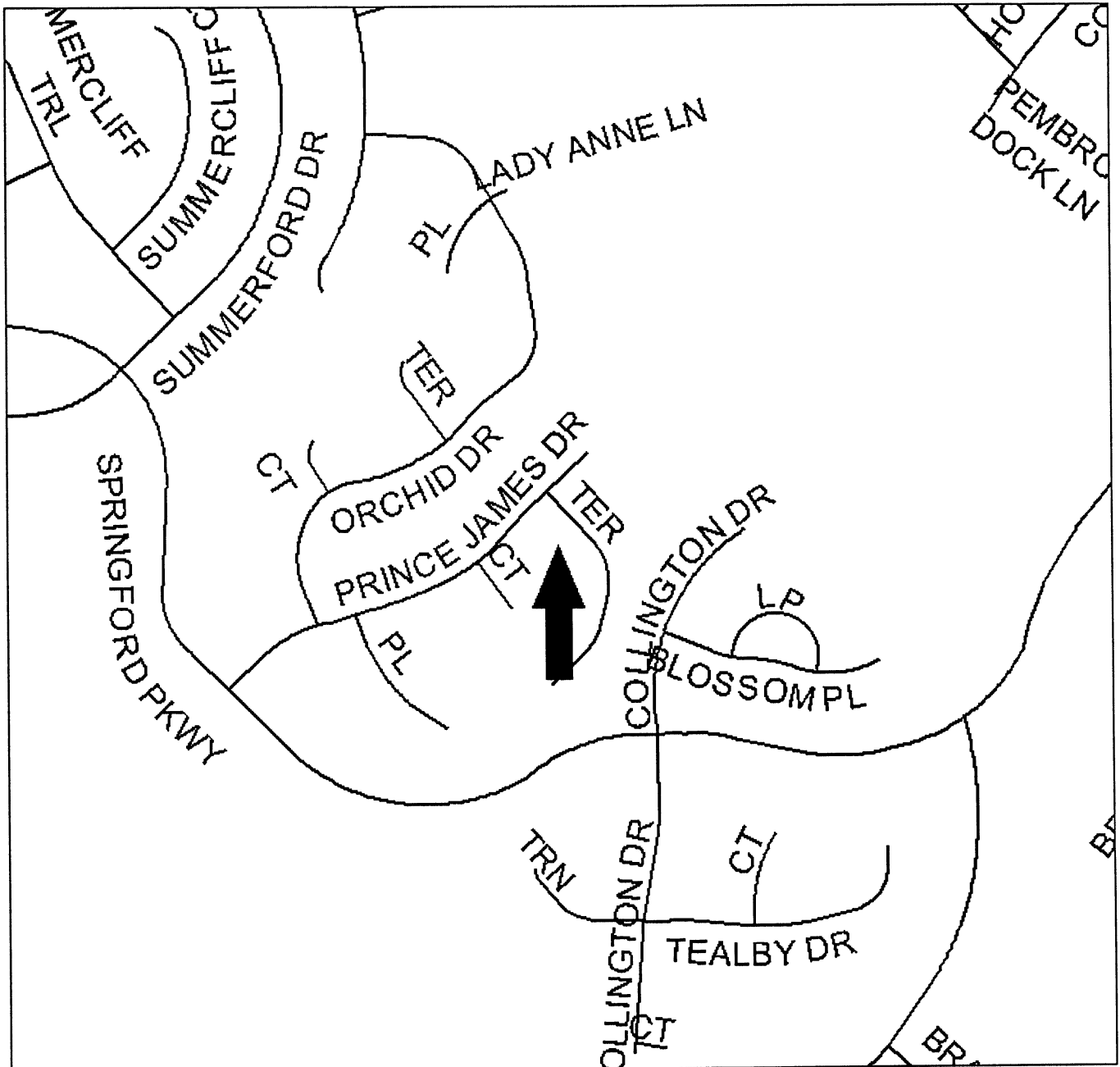


No

000003

VICINITY SKETCH

REQUEST PERMISSION FOR A PROPOSED
INGROUND SWIMMING POOL TO ENCROACH
WITHIN A 16' DRAINAGE EASEMENT ACROSS LOT
20 THE WOODS AT SUMMERFORD SECTION A



Chesterfield County Department of Utilities



1 inch equals 416.67 feet

000004



CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 8.A.1.b.

Subject: Request Permission for a Proposed Fence to Encroach Within a Sixteen-Foot Drainage Easement Across Lot 53, Mallory Village, Section A at Charter Colony

County Administrator's Comments:

Recommend Approval

County Administrator: _____

LJR

Board Action Requested: Grant Neal J. Culiner, permission for a proposed fence to encroach within a 16' drainage easement across Lot 53, Mallory Village, Section A at Charter Colony, subject to the execution of a license agreement.

Summary of Information:

Neal J. Culiner, has requested permission for a fence to encroach within a 16' drainge easement across Lot 53, Mallory Village, Section A at Charter Colony. This request has been reviewed by staff and approval is recommended.

District: Matoaca

Preparer: _____ John W. Harmon

Title: Right of Way Manager

Attachments:



Yes



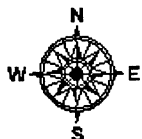
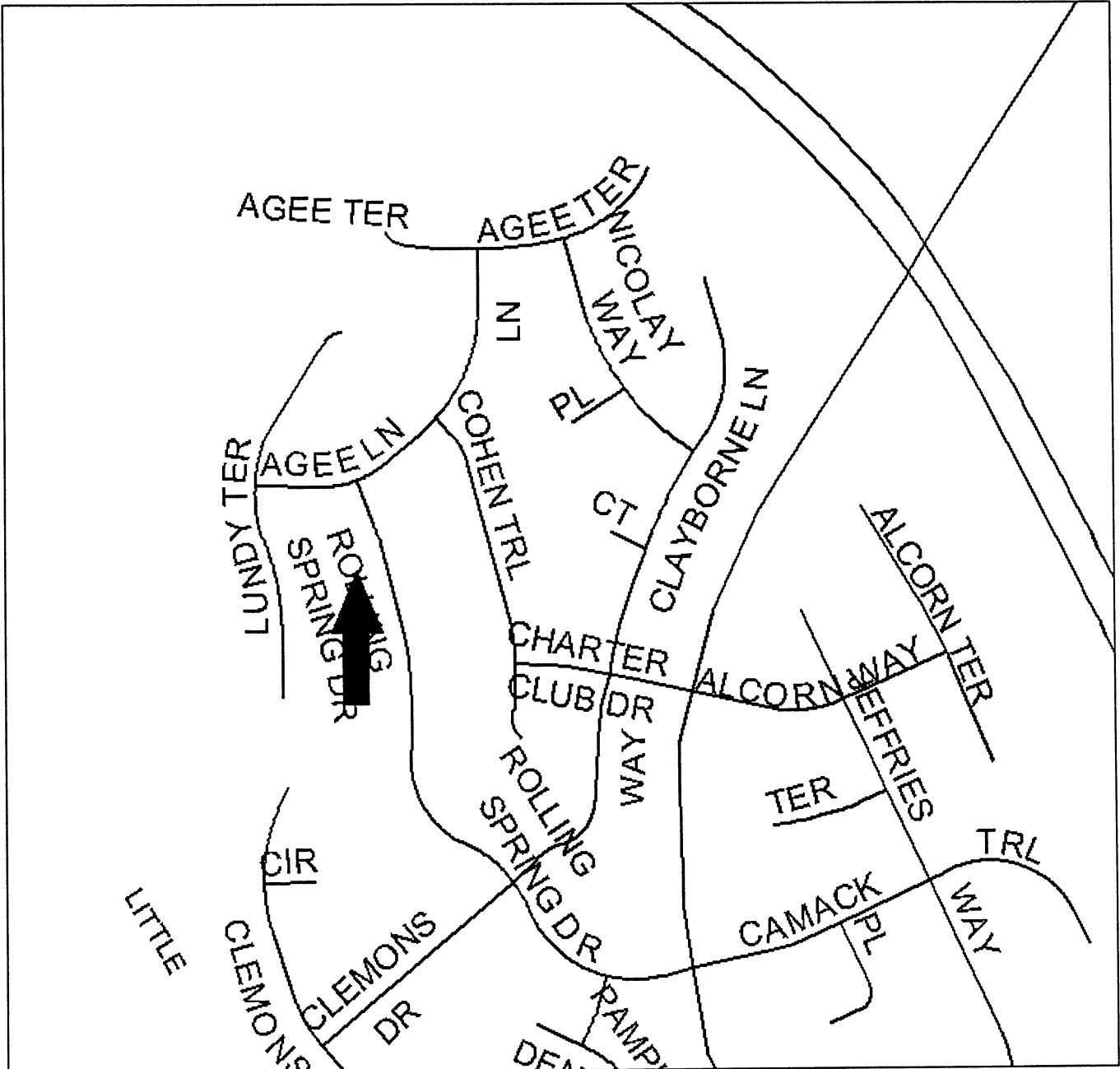
No

#

000006

VICINITY SKETCH

REQUEST PERMISSION FOR A PROPOSED FENCE TO
ENCROACH WITHIN A 16' DRAINAGE EASEMENT ACROSS LOT
53 MALLORY VILLAGE SECTION A AT CHARTER COLONY



Chesterfield County Department of Utilities

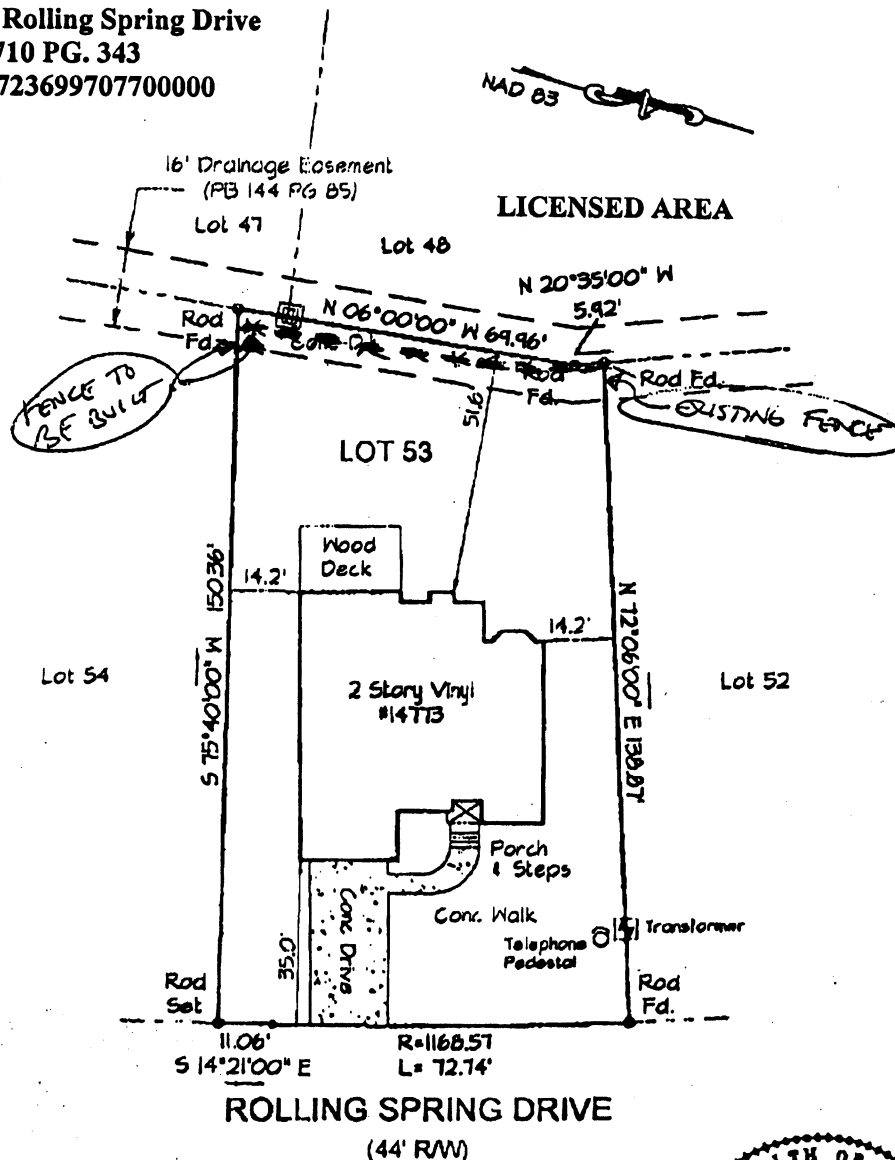


1 inch equals 416.67 feet

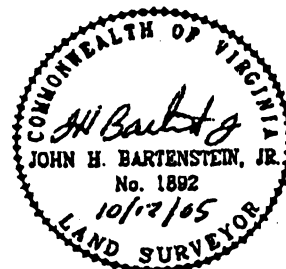
000007

This is to certify that an accurate field survey of the premises shown hereon has been performed under my supervision that all improvements and visible evidence of easements are shown hereon, and that there are no encroachments by improvements either from adjoining premises or from subject premises other than shown hereon. This survey was performed without the benefit of a title report and is subject to information which may be disclosed by such. This dwelling is in FEMA defined flood zone C.

Neal J. Culiner
14773 Rolling Spring Drive
DB. 6710 PG. 343
PIN: 723699707700000



NOTE: UTILITIES ARE UNDERGROUND TO DWELLING.



IMPROVEMENTS ON
LOT 53, SECTION A
"MALLORY VILLAGE AT CHARTER COLONY"
MATOACA DISTRICT CHESTERFIELD CO., VA.
DATE: OCTOBER 7, 2005 SCALE: 1" = 30'

Joseph, Cox & Associates, Inc.
1905 Huguenot Road, Suite 303, Richmond, VA 23235 (804) 897-8887 Fax (804) 897-5859
CIVIL ENGINEERING LAND SURVEYING LAND PLANNING

PURCHASER: NEAL J. CULINER

JOB NO. 25455

000008



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 8.A.2.

Subject: Designation of Right of Way at the Courthouse Complex

County Administrator's Comments:

Recommend Approval

County Administrator: _____

LJR

Board Action Requested: Designate right of way for the Lucy Corr Model Cottage and authorize the County Administrator to execute the Declaration.

Summary of Information:

To receive site plan approval for the Lucy Corr Model Cottage, it is necessary for 0.399 acres of county property be designated as public right of way.

Approval is recommended.

District: Dale

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

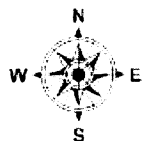
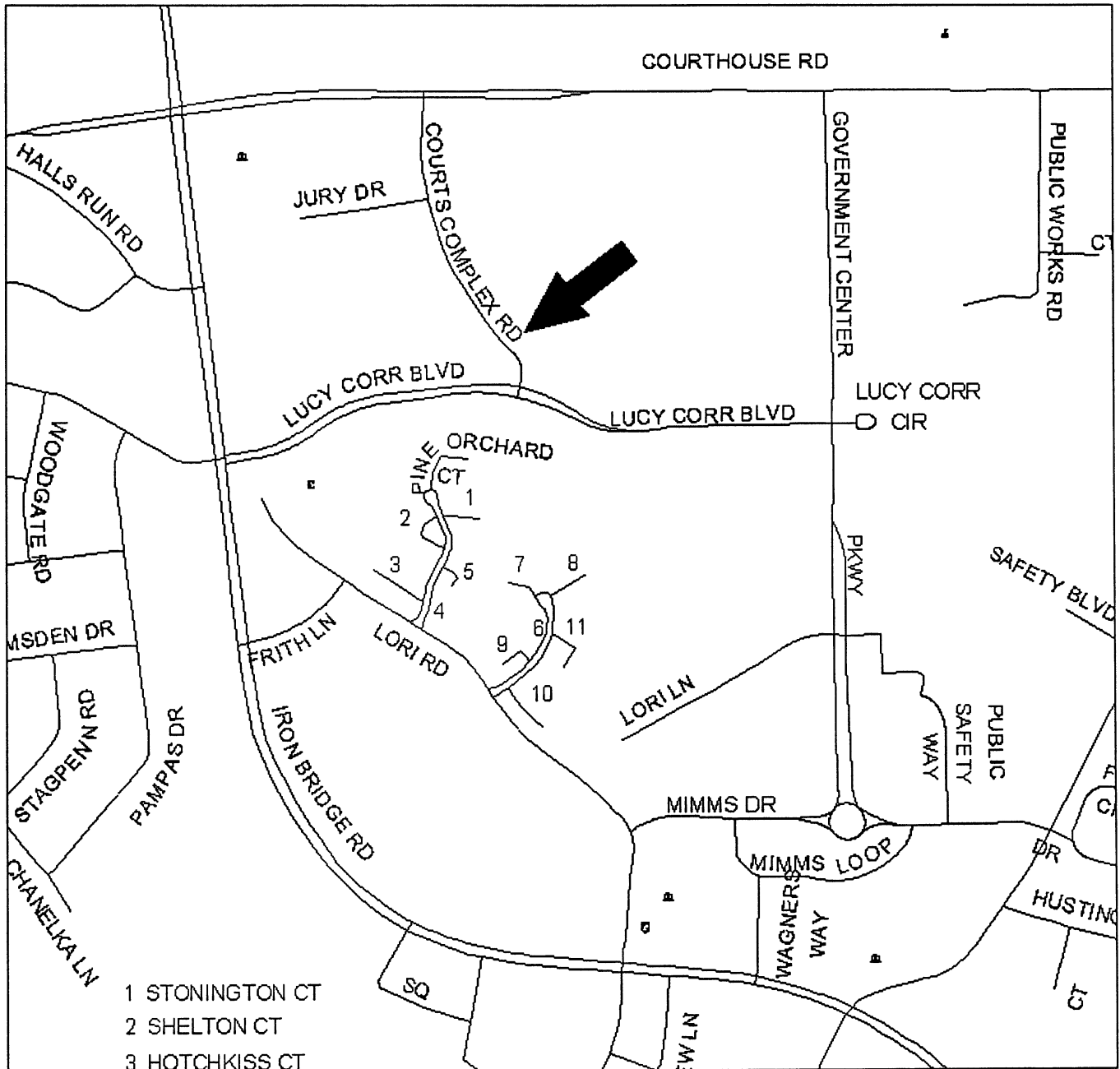


No

000009

VICINITY SKETCH

DESIGNATION OF RIGHTS OF WAY AT COURTHOUSE COMPLEX



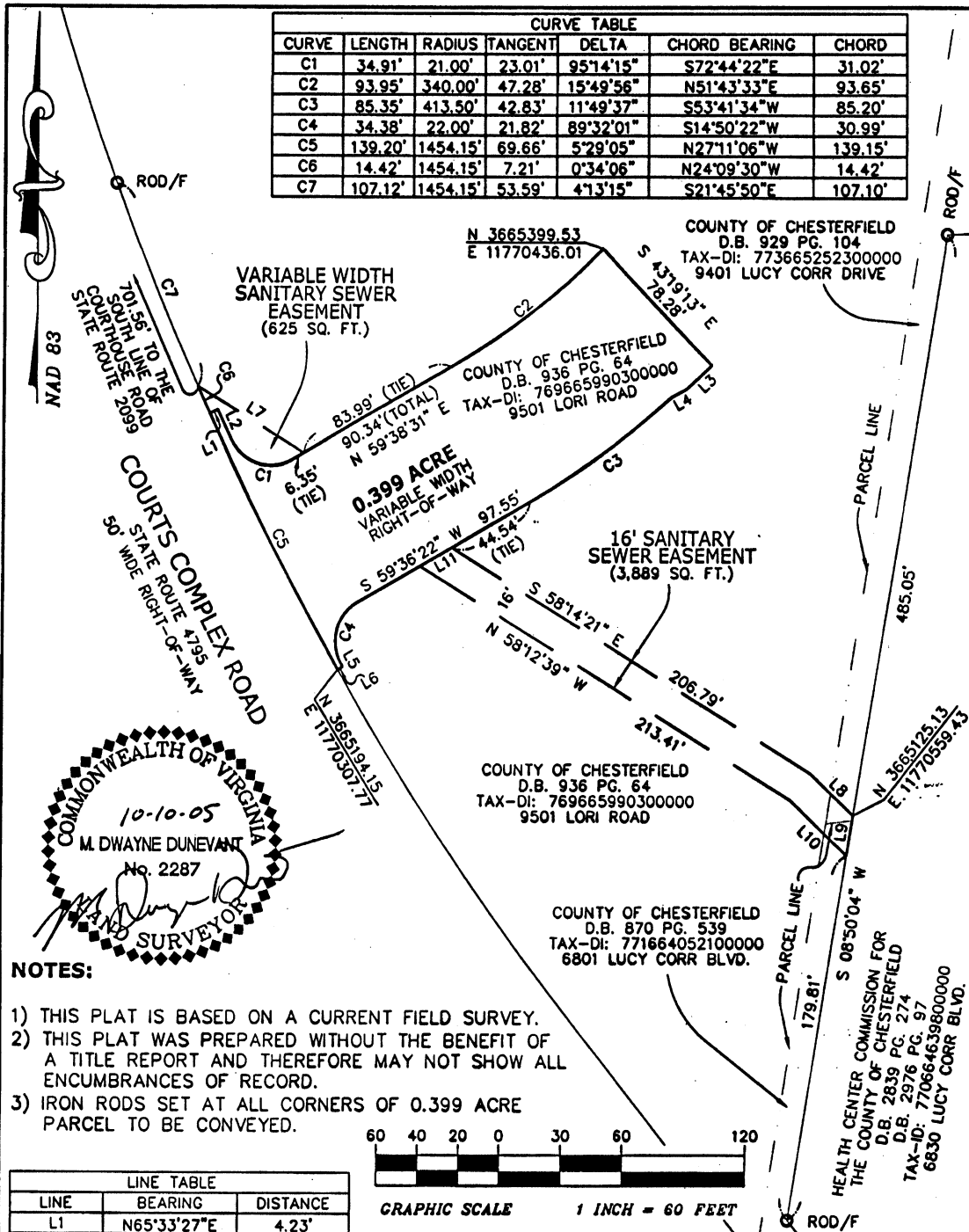
Chesterfield County Department of Utilities



1 inch equals 666.67 feet

000010

CURVE TABLE						
CURVE	LENGTH	RADIUS	TANGENT	DELTA	CHORD BEARING	CHORD
C1	34.91'	21.00'	23.01'	95°14'15"	S72°44'22"E	31.02'
C2	93.95'	340.00'	47.28'	15°49'56"	N51°43'33"E	93.65'
C3	85.35'	413.50'	42.83'	11°49'37"	S53°41'34"W	85.20'
C4	34.38'	22.00'	21.82'	89°32'01"	S14°50'22"W	30.99'
C5	139.20'	1454.15'	69.66'	5°29'05"	N27°11'06"W	139.15'
C6	14.42'	1454.15'	7.21'	0°34'06"	N24°09'30"W	14.42'
C7	107.12'	1454.15'	53.59'	4°13'15"	S21°45'50"E	107.10'



PLAT SHOWING
0.399 ACRE OF LAND TO BE DEDICATED,
VARIABLE WIDTH SANITARY SEWER EASEMENT &
16' SANITARY SEWER EASEMENT ACROSS THE
PROPERTY OF THE COUNTY OF CHESTERFIELD
CO. PROJECT # 04-0449 CO. SITE # 05PR0298

THIS DRAWING PREPARED AT THE CORPORATE OFFICE 1001 Boulders Pkwy, Suite 300 Richmond, VA 23225 TEL 804.200.6500 FAX 804.560.1016 www.timmons.com		DALE DISTRICT Chesterfield County, Va	
YOUR VISION ACHIEVED THROUGH OURS.		DATE: OCT. 10, 2005	SCALE: AS SHOWN
Site Development Residential Infrastructure Technology		SHEET 1 OF 1	J.N.:22095
DRAWN BY: M. JONES		CHECK BY: M.D.D.	

TIMMONS GROUP

000011



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 8.A.3.a.

Subject: Acceptance of Parcels of Land South of East Hundred Road from Enon Land Company II, LLC

County Administrator's Comments:

Recommend Approval
JHR

County Administrator: _____

Board Action Requested: Accept the conveyance of 2 parcels of land containing a total of 0.42 acres from Enon Land Company II, LLC, and authorize the County Administrator to execute the deed.

Summary of Information:

Staff requests that the Board of Supervisors accept the conveyance of 2 parcels of land containing a total of 0.42 acres south of East Hundred Road. This dedication is for the development of River's Bend South.

Approval is recommended.

District: Bermuda

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

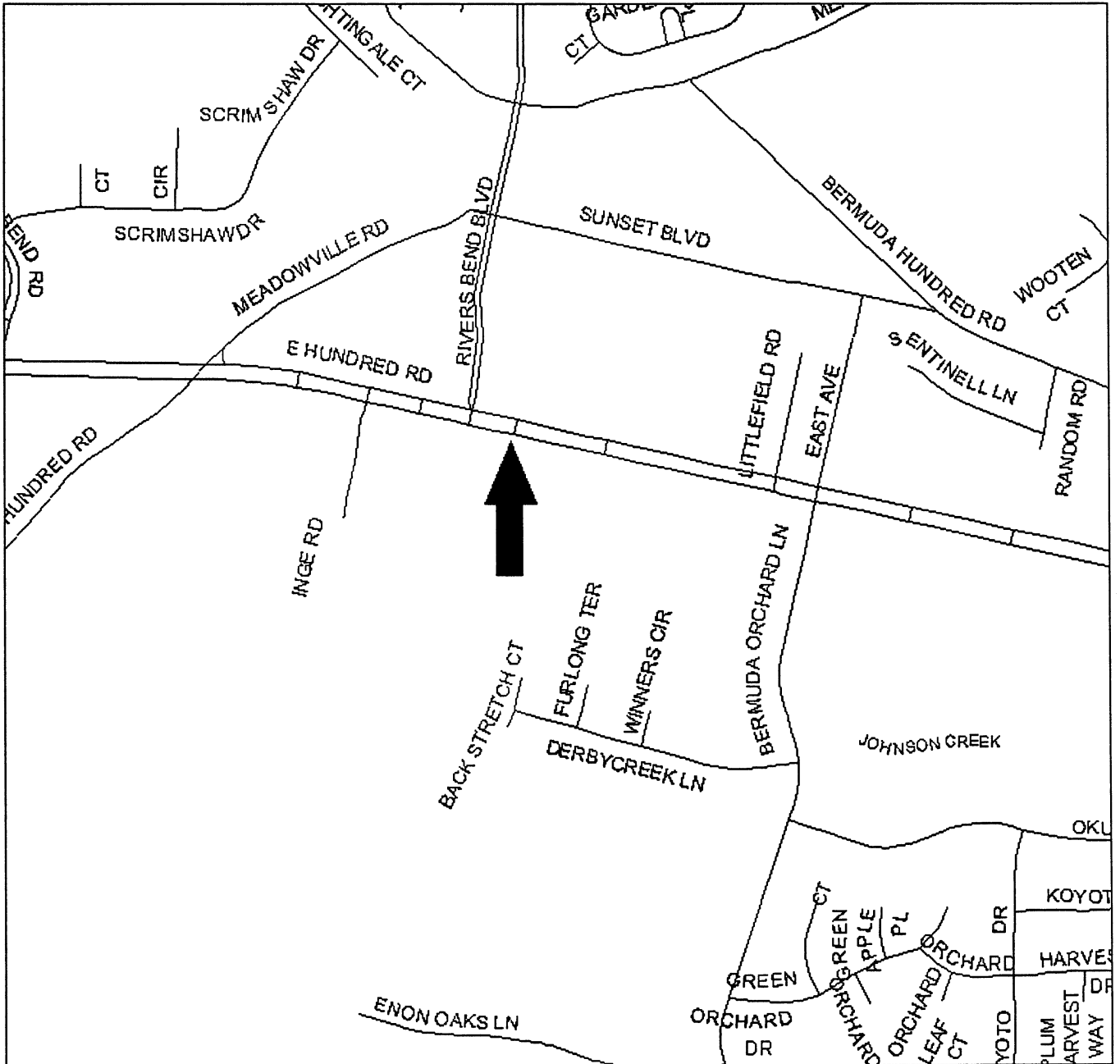


No

000012

VICINITY SKETCH

ACCEPTANCE OF PARCELS OF LAND SOUTH OF EAST
HUNDRED ROAD FROM ENON LAND COMPANY II LLC

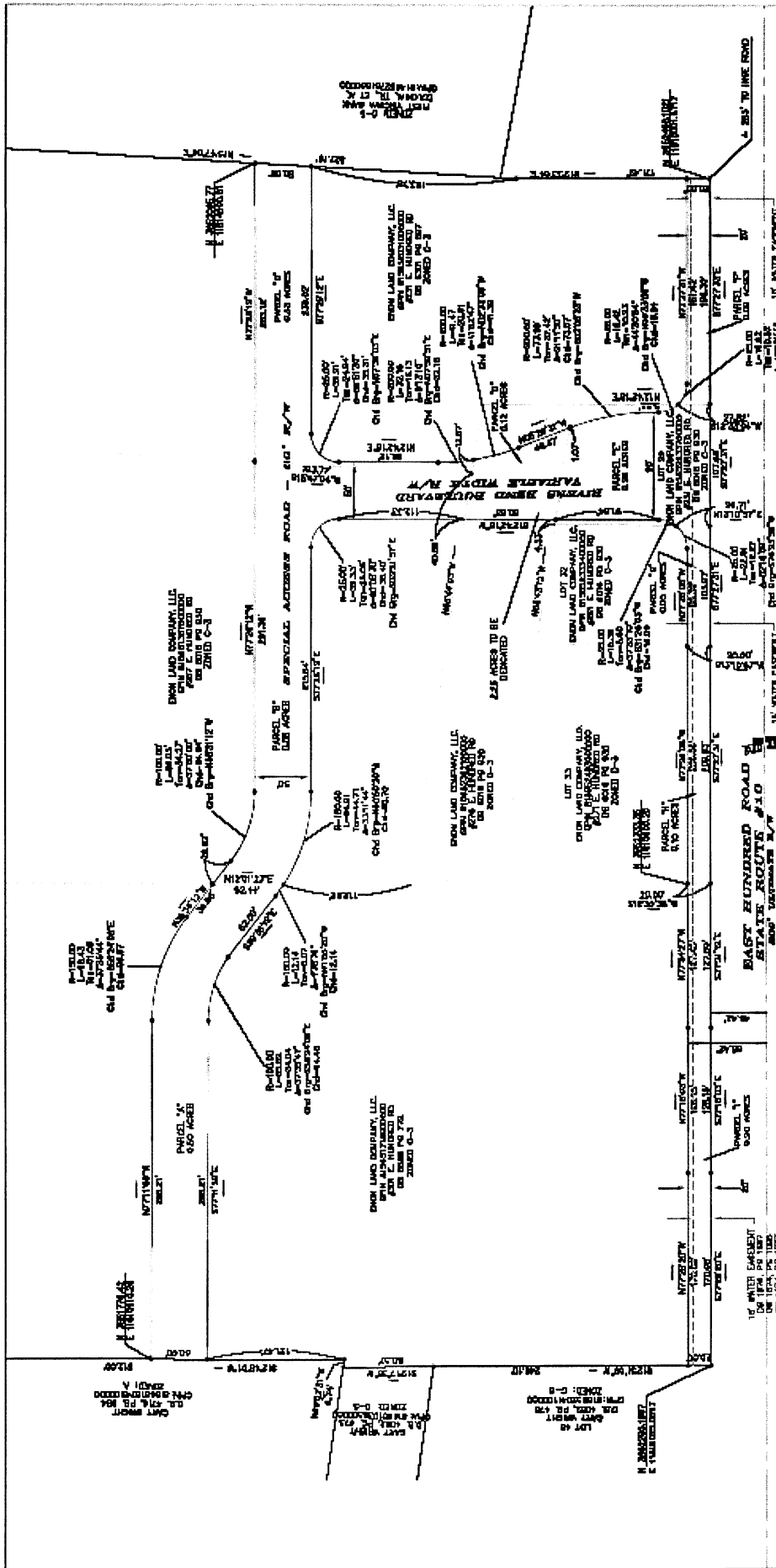


Chesterfield County Department of Utilities



1 inch equals 733.33 feet

000013



OF A TOTAL OF
2.55 ACRES
TO BE DEDICATED TO THE
COUNTY OF CHESTERFIELD
BERMUDA DISTRICT
CHESTERFIELD COUNTY, VIRGINIA

SCALE: 1" = 40' SEPTEMBER 22, 2005

Townes
SITE ENGINEERING
8800 LORY ROAD, SUITE 204
CHESTERFIELD, VIRGINIA 23033
PHONE (804) 746-9101 FAX (804) 746-4280
Email: townes@townes.com

GRAPHIC SCALE



NOTE: LOTS 28, 32, & 33
ARE A PART OF
WESTON FARMS
PB 4, PG 118&119

COUNTY PROJECT #05PRO403 / 04-0120

SHOWN BY THIS
APPROVED BY:

000014



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 8.A.3.b.

Subject: Acceptance of Parcels of Land South of East Hundred Road from Enon Land Company, LLC

County Administrator's Comments:

Recommended Approval

County Administrator: _____

JHR

Board Action Requested: Accept the conveyance of 7 parcels of land containing a total of 1.83 acres from Enon Land Company, LLC, and authorize the County Administrator to execute the deed.

Summary of Information:

Staff requests that the Board of Supervisors accept the conveyance of 7 parcels of land containing a total of 1.83 acres south of East Hundred Road. This dedication is for the development of River's Bend South.

Approval is recommended.

District: Bermuda

Preparer: _____ John W. Harmon

Title: Right of Way Manager

Attachments:



Yes



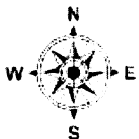
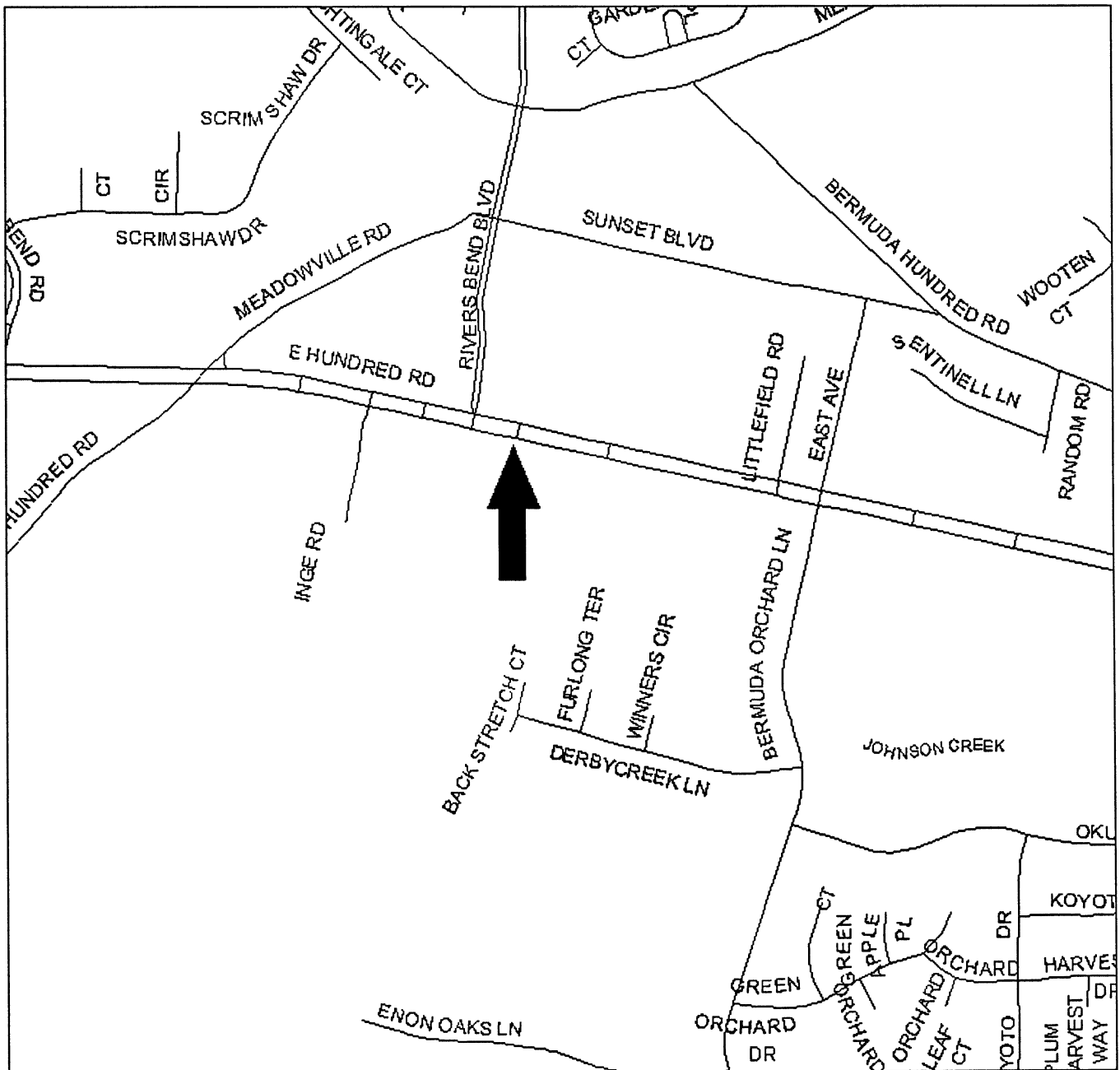
No

#

000015

VICINITY SKETCH

ACCEPTANCE OF PARCELS OF LAND SOUTH OF EAST
HUNDRED ROAD FROM ENON LAND COMPANY LLC

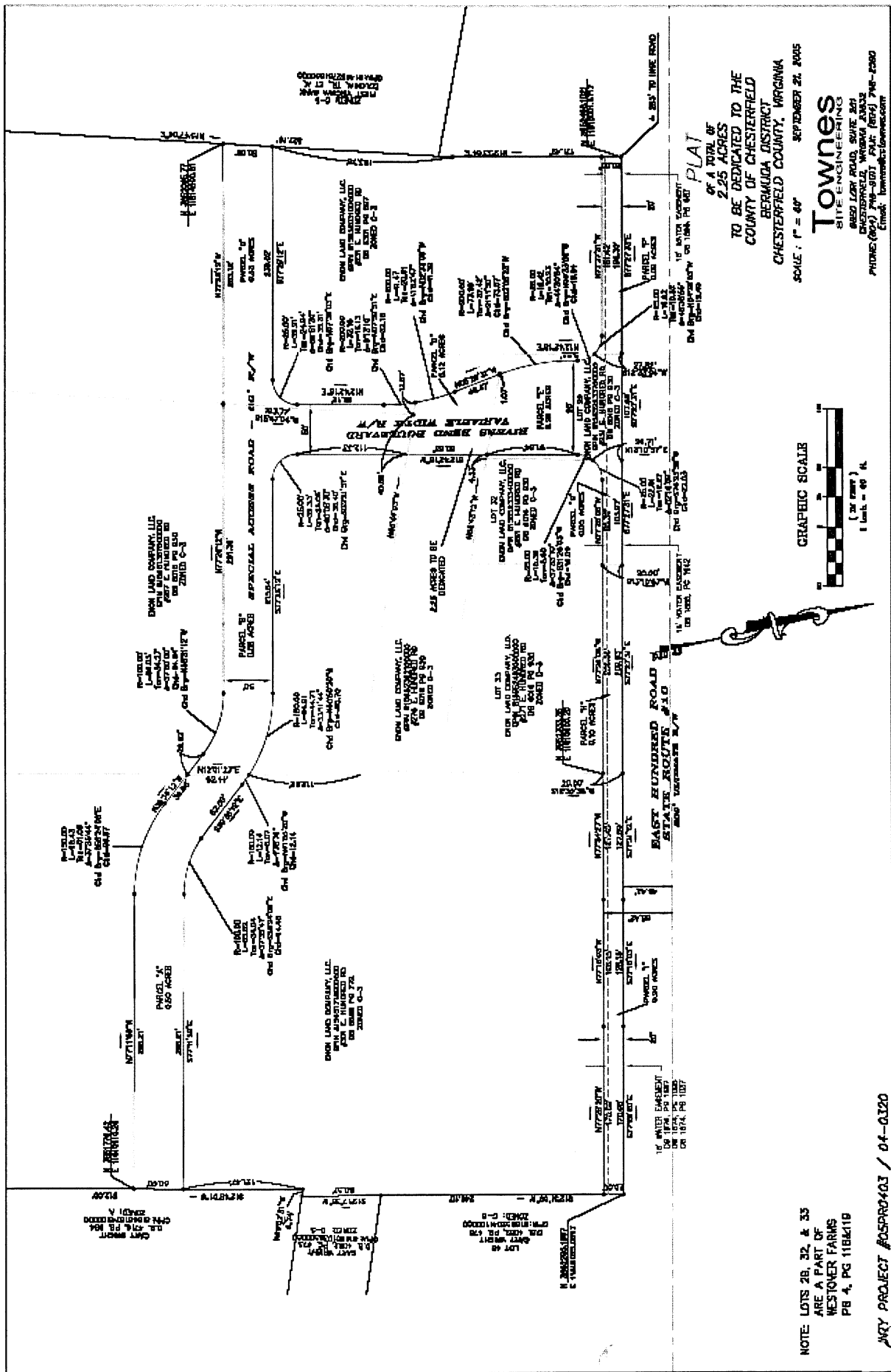


Chesterfield County Department of Utilities



1 inch equals 733.33 feet

000016



NOTED BY: [Signature] APPROVED BY: [Signature]

000017



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 8.A.3.c.

Subject: Acceptance of a Parcel of Land Adjacent to the West Right of Way Line of Conifer Road from George W. Clarke, Jr. and Barbara F. Clarke

County Administrator's Comments:

Recommend Approval

County Administrator: _____

LJR

Board Action Requested: Accept the conveyance of a parcel of land containing 0.2307 acres from George W. Clarke, Jr. and Barbara F. Clarke, and authorize the County Administrator to execute the deed.

Summary of Information:

Staff requests that the Board of Supervisors accept the conveyance of a parcel of land containing 0.2307 acres adjacent to the west right of way line of Conifer Road (State Route 640). This dedication is a proffered condition for renewal of Conditional Use for G. W. Clarke, Jr. Truck Company, Inc.

Approval is recommended.

District: Dale

Preparer: _____ John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

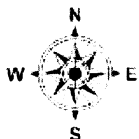
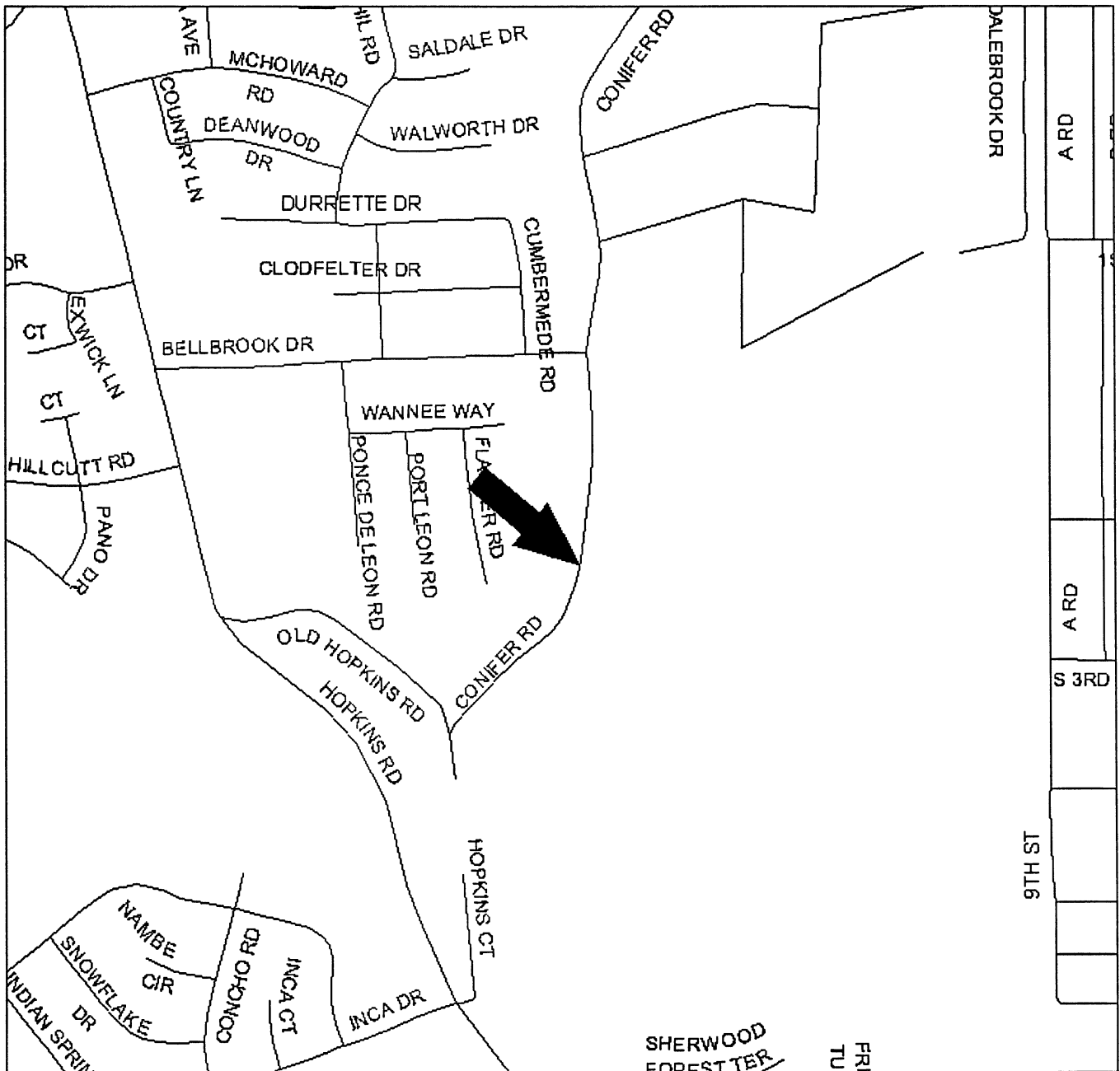


No

000018

VICINITY SKETCH

ACCEPTANCE OF A PARCEL OF LAND ADJACENT TO
THE WEST RIGHT OF WAY LINE OF CONIFER ROAD
FROM GEORGE W CLARKE JR & BARBARA F CLARKE



Chesterfield County Department of Utilities



1 inch equals 725 feet

000019



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: November 9, 2005

Item Number: 8.A.4.

Subject:

Set a Public Hearing to Consider the Tax Exemption Request of The Eppington Foundation

County Administrator's Comments: *Recommend Approval*

County Administrator: *[Signature]*

Board Action Requested:

The Board of Supervisors is requested to set a public hearing for December 14, 2005 to consider the tax exemption request of The Eppington Foundation.

Summary of Information:

Under Virginia law, real and personal property used by its owner for religious, charitable, patriotic, historical, benevolent, cultural or park and playground purposes may be classified as exempt from taxation by the Board of Supervisors. The authority for classifying properties as exempt was transferred from the General Assembly to localities by a 2002 Constitutional Amendment which was implemented by the General Assembly in 2003.

The Eppington Foundation, a historical, non-profit organization which operates Eppington Plantation, is a qualifying organization which has made a tax exemption request this year. They are seeking the exemption for 62.3 acres of real property which they acquired this year and which is approximately 500 feet northwest of Eppington Plantation (Property Tax ID No. 706634255500000). Eppington purchased the property to conduct archeological investigation, to protect the plantation site against development encroachment and to protect the property's view shed. Eppington has placed a conservation easement on the acreage to prevent development on it. The plantation property itself has been exempt from real estate taxes for many years. The 62.3 acre parcel was carved out of a larger parcel which had an

Preparer: Steven L. Micas

Title: County Attorney
0505:70311.1

Attachments:



Yes



No

#

000021

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

assessed value last year of approximately \$1,200 per acre, leading to a tax of approximately \$800. The assessor anticipates an increase in the assessment for 2006, but the ultimate assessment would still remain well below the \$5,000 maximum for the granting of this exemption pursuant to the Board's policy.

The Board is required to consider the following additional information as part of its determination as to whether to grant the exemption requested by The Eppington Foundation, Inc.:

1. The Eppington Foundation, Inc. is exempt from taxation pursuant to §501(c) of the Internal Revenue Code;
2. The Eppington Foundation, Inc. does not possess a current annual alcoholic beverage license for serving alcoholic beverages for use on the property, although individuals who rent the Plantation for wedding receptions may obtain an ABC license and serve alcoholic beverages during the reception;
3. No director of The Eppington Foundation, Inc. is paid any compensation for service to the corporation and its salaries are not in excess of reasonable salaries for services performed by the employees;
4. No part of the net earnings of The Eppington Foundation, Inc. inures to the benefit of any individual;
5. The Eppington Foundation, Inc. provide services for the common good of the public; and
6. The Eppington Foundation, Inc. does not attempt to influence legislation or intervene in any political campaign on behalf of any candidate for public office.

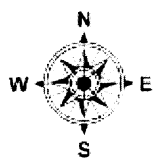
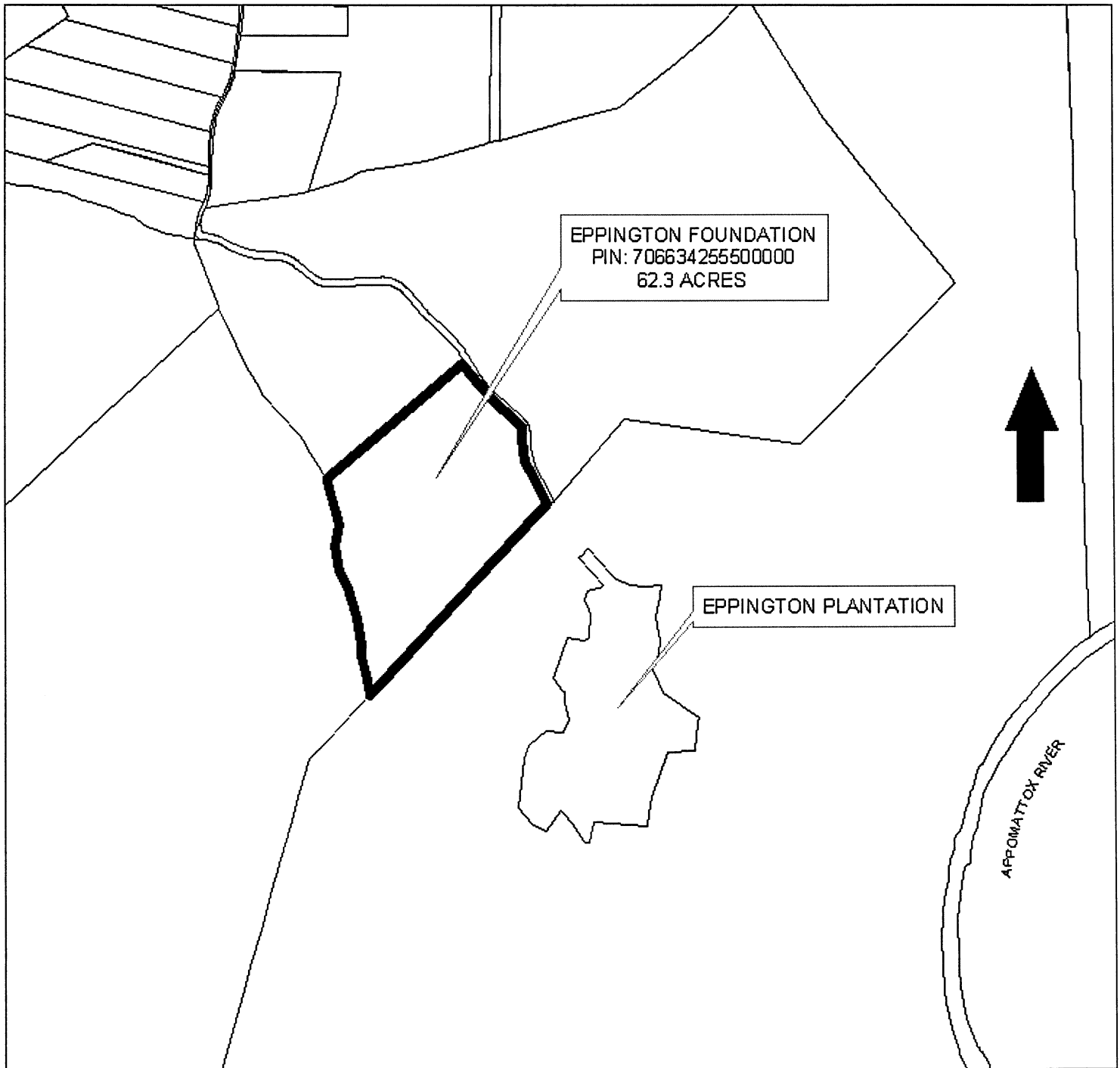
This information is consistent with The Eppington Foundation, Inc.'s status as a historical organization that is eligible for the tax exemption which it is requesting.

In addition, the Board has established its own policy for tax exemption requests which provides as follows:

1. The Board will not consider a real estate tax exemption that exceeds \$5,000 annually;
2. The Board will only consider tax exemptions for property actually used for beneficial purpose;
3. The Board will only consider tax exemption requests from organizations that are in compliance with all County laws and regulations, including but not limited to building, tax and zoning codes; and
4. Organizations must submit complete applications to the County by August 1 and tax exemption requests will be considered at a single public hearing.

Staff has reviewed The Eppington Foundation, Inc.'s application and it meets all of the criteria set forth in the Board's policy.

Set a Public Hearing to Consider the Tax Exemption Request of The Eppington Foundation



Chesterfield County Department of Utilities

1 inch equals 1,160.19 feet



000023



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 8.A.5.

Subject: Initiate an Application for Conditional Use to Permit a Wastewater Pump Station

County Administrator's Comments:

Recommend Approval
JSH

County Administrator: _____

Board Action Requested: Initiate an application for conditional use to permit a wastewater pump station on property at 2301 Arrowfield Road, PIN: 803629370500000, 2106 Arrowfield Road, PIN: 803629323200000 and access road across 2101 Pine Forest Drive, PIN: 803630912200000, 2107 Pine Forest Drive, PIN: 802630516000000, and 2109 Pine Forest Drive, PIN: 802630885900000, and to appoint John Harmon, County Right of Way Manager as the Board's Agent.

Summary of Information:

Conditional use approval is required for construction of a new Timsbury Pump Station that serves southern Chesterfield. The current pump station has exceeded its design capacity. Staff is negotiating for the purchase of the site. The Board approved this request at its October 12, 2005 meeting however, proper notice was not given to the landowner. Approval is recommended.

District: Bermuda

Preparer: _____ John W. Harmon

Title: Right of Way Manager

Attachments:



Yes



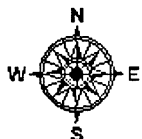
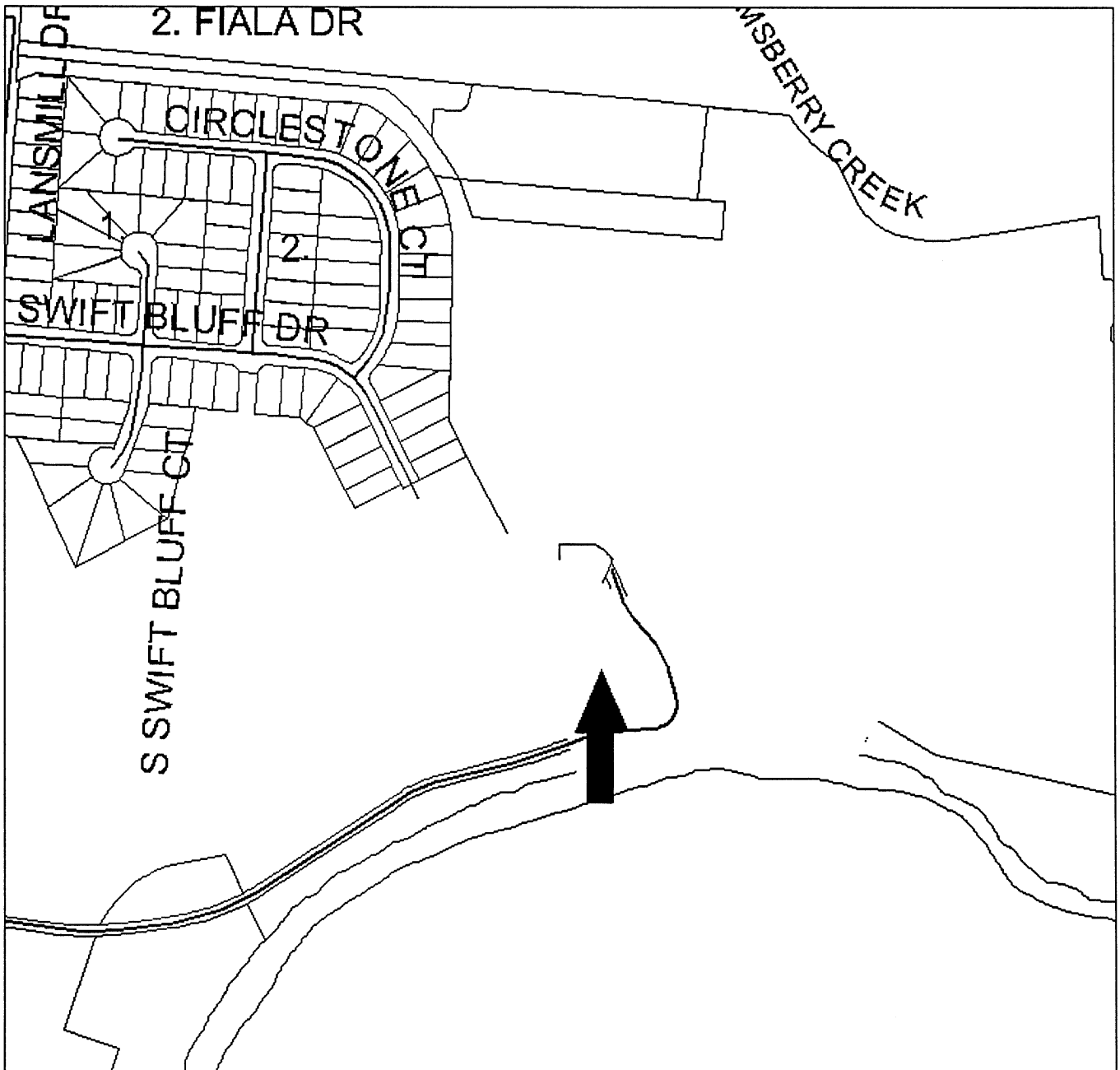
No

#

000024

VICINITY SKETCH

INITIATE AN APPLICATION FOR CONDITIONAL USE TO
PERMIT A WASTEWATER PUMP STATION



Chesterfield County Department of Utilities



1 inch equals 375 feet

000025



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 8.A.6.a.

Subject: Authorization for Cingular to Apply for Conditional Use or Conditional Use Planned Development for Communications Antennae to be Installed on County Property at Lake Chesdin Park

County Administrator's Comments: *Recommend Approval*

County Administrator: *JWH*

Board Action Requested: Authorize Cingular to apply for conditional use or conditional use planned development for communications antennae to be installed on County property at Lake Chesdin Park.

Summary of Information:

Cingular has requested permission to install a monopole tower and communications antennae at Lake Chesdin Park. If the zoning is approved, leasing the property will require approval by the Board at a Public Hearing.

District: Matoaca

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:

☐

Yes

☒

No

#

000027



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 8.A.6.b.

Subject: Authorization for Cingular to Apply for Conditional Use or Conditional Use Planned Development for Communications Antennae to be Installed on County Property at the Fairgrounds

County Administrator's Comments:

Recommend Approval

County Administrator: _____

[Signature]

Board Action Requested: Authorize Cingular to apply for conditional use or conditional use planned development for communications antennae to be installed on county property at the Fairgrounds.

Summary of Information:

Cingular has requested permission to install a monopole tower and communications antennae at the county Fairgrounds. If the zoning is approved, leasing the property will require approval by the Board at a Public Hearing.

District: Dale

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:

☐

Yes

☒

No

#

000028



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 8.A.6.c.

Subject: Authorization for Cingular to Apply for Conditional Use or Conditional Use Planned Development for Communications Antennae to be Installed on County Property at James River High School

County Administrator's Comments:

Recommend Approval

County Administrator:

[Signature]

Board Action Requested: Authorize Cingular to apply for conditional use or conditional use planned development for communications antennae to be installed on County property at James River High School.

Summary of Information:

Cingular has requested permission to install a monopole tower and communications antennae at James River High School. If the zoning is approved, leasing the property will require approval by the Board at a Public Hearing.

District: Midlothian

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:

☐

Yes

☒

No

000029



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2


Meeting Date: November 9, 2005

Item Number: 8.A.7.

Subject:

Transfer \$4,000 from Midlothian District Improvement Funds and \$1,500 from Clover Hill District Improvement Funds (total \$5,500) to the Parks and Recreation Department for the Purchase of a Scoreboard and Bleachers for the Greenfield Elementary School Gym

County Administrator's Comments:

County Administrator: _____ 

Board Action Requested:

The Board is requested to transfer \$4,000 from Midlothian District Improvement Funds and \$1,500 from Clover Hill District Improvement Funds (total \$5,500) to the Parks and Recreation Department for the purchase of a scoreboard and bleachers for the Greenfield Elementary School gym.

Summary of Information:

Supervisors Barber and Warren have requested the Board to transfer \$4,000 from Midlothian District Improvement Funds and \$1,500 from Clover Hill District Improvement Funds (total \$5,500) to the Parks and Recreation Department for the purchase of a scoreboard and bleachers for the Greenfield Elementary School gym. This request was originally made by the Chesterfield Boys' and Girls' Basketball Leagues, which use the Greenfield Elementary School gymnasium. The Board is not authorized to give public funds to organizations like the Leagues. The Board can, however, transfer funds to

Preparer: Rebecca T. Dickson

Title: Director, Budget & Management
0425:70374.1

Attachments:



Yes



No

000030

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

the Department of Parks and Recreation to purchase a scoreboard and the bleachers to be used at Greenfield Elementary School since these are capital improvements to County property. The purchase of these items must be made by the Parks and Recreation Department in accordance with the Virginia Public Procurement Act and County purchasing policies. The scoreboard and bleachers will be owned by the school system.

For information regarding available balances in the District Improvement Fund accounts, please reference the District Improvement Fund Report.

000031

**DISTRICT IMPROVEMENT FUNDS
APPLICATION**

This application must be completed and signed before the County can consider a request for funding with District Improvement Funds. Completing and signing this form does not mean that you will receive funding or that the County can legally consider your request. Virginia law places substantial restrictions on the authority of the County to give public funds, such as District Improvement Funds, to private persons or organizations and these restrictions may preclude the County's Board of Supervisors from even considering your request.

1. What is the name of the applicant (person or organization) making this funding request?
Chesterfield Boy Basketball
Chesterfield Girls Basketball
2. If an organization is the applicant, what is the nature and purpose of the organization? (Also attach organization's most recent articles of incorporation and/or bylaws to application.)
Provide youth Basketball
For Boys & Girls in Chesterfield County
3. What is the amount of funding you are seeking?
\$ 5500.00 (4000 Media) (1500 CIT)
4. Describe in detail the funding request and how the money, if approved, will be spent.
Purchase score clock
and (3) portable bleachers for the new
Greenfield Elementary Gym
5. Is any County Department involved in the project, event or program for which you are seeking funds?
Chesterfield County
Parks & Rec
6. If this request for funding will not fully fund your activity or program, what other individuals or organizations will provide the remainder of the funding?
Funding will
fund project

7. If applicant is an organization, answer the following:

Is the organization a corporation?	Yes <u> / </u>	No <u> </u>
Is the organization non-profit?	Yes <u> / </u>	No <u> </u>
Is the organization tax-exempt?	Yes <u> / </u>	No <u> </u>

8. What is the address of the applicant making this funding request?

Sherman L. Hon
7609 Pano Dr
Rich. Va. 23237

9. What is the telephone number, fax number, e-mail address of the applicant?

Bryan Waits
7709 Hampton Summit Ct
Chesterfield Va 23832

Sherman - 271-4943
Bryan - 639-9068

Signature of applicant. If you are signing on behalf of an organization you must be the president, vice-president, chairman or vice-chairman of the organization.

McGowan for

S. L. Hon + B Waits
 Signature

VP CBL Pres CBL
 Title (if signing on behalf of an organization)

 Printed Name



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: November 9, 2005

Item Number: 10.A.

Subject: Developer Water and Sewer Contracts

County Administrator's Comments:

County Administrator: _____

A handwritten signature in black ink, appearing to be "C. Bryant", written over a horizontal line.

Board Action Requested: The Board of Supervisors has authorized the County Administrator to execute water and/or sewer contracts between County and Developer where there are no County funds involved.

The report is submitted to Board members as information.

Summary of Information:

The following water and sewer contracts were executed by the County Administrator:

1. Contract Number: 03-0367
Project Name: Hensley Road Widening - Brandy Oak
Developer: Westbridge Development, Incorporated
Contractor: Bookman Construction Company
Contract Amount: Water Improvements - \$49,300.00
District: Matoaca

Preparer: Craig S. Bryant

Title: Director of Utilities

Attachments:

☐

Yes

☒

No

#000034

2. Contract Number: 04-0344
 Project Name: Foxcreek Crossing, Phase II

 Developer: Fox Creek Development Incorporated

 Contractor: Castle Equipment Corporation

 Contract Amount: Water Improvements - \$110,873.30
 Wastewater Improvements - \$55,316.77

 District: Matoaca



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 10.B.

Subject:

Status of General Fund Balance, Reserve for Future Capital Projects,
District Improvement Fund, and Lease Purchases

County Administrator's Comments:

County Administrator: _____ 

Board Action Requested:

Summary of Information:

Preparer: _____ Lane B. Ramsey

Title: _____ County Administrator

Attachments:



Yes



No

#

000036

**CHESTERFIELD COUNTY
GENERAL FUND BALANCE
November 09, 2005**

BOARD MEETING <u>DATE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>BALANCE</u>
07/01/05	FY06 Budgeted Addition to Fund Balance (Projected FY05 Results of Operations)*	1,000,000	\$41,898,800

*Pending outcome of FY2005 Audit Results

000037

CHESTERFIELD COUNTY
RESERVE FOR FUTURE CAPITAL PROJECTS
TRADITIONALLY FUNDED BY DEBT
November 9, 2005

FOR FISCAL YEAR 2005 BEGINNING JULY 1, 2004

4/14/2004	FY05 Budgeted Addition	9,600,000	11,122,692
4/14/2004	FY05 Capital Projects	(8,505,014)	2,617,678
7/28/2004	Pre-development studies for Cloverleaf Mall	(65,000)	2,552,678
8/11/2004	Deposit on acquisition of the mall buildings at Cloverleaf Mall	(250,000)	2,302,678
9/3/2004	Purchase of public safety equipment for search and rescue, natural disasters and other emergency situations	(59,600)	2,243,078
10/13/2004	Operating costs associated with Cloverleaf Mall for 2004/2005	(500,000)	1,743,078
10/13/2004	Debt Service costs associated with IDA loan for Cloverleaf Mall	(300,000)	1,443,078
10/13/2004	Other Cloverleaf Mall operating costs (including costs associated with the acquisition of additional property)	(250,000)	1,193,078
11/10/2004	Woodmont Drive road and waterline repairs resulting from damage from Tropical Storm Gaston	(30,455)	1,162,623
3/23/2005	Woodmont Drive road and waterline repairs: bids exceeded staff estimates	(6,711)	1,155,912
4/13/2005	Chesterfield Aviation Museum	(149,300)	1,006,612
6/22/2005	Transfer to Schools: Cosby Road High School generator	(150,000)	856,612

FOR FISCAL YEAR 2006 BEGINNING JULY 1, 2005

4/13/2005	FY06 Budgeted Addition	9,492,000	10,348,612
4/13/2005	FY06 Capital Projects	(7,760,500)	2,588,112
8/24/2005	Battery Dantzler Road Extension	(125,000)	2,463,112

000038

CHESTERFIELD COUNTY
DISTRICT IMPROVEMENT FUNDS
November 9, 2005

<u>District</u>	<u>Prior Years Carry Over</u>	<u>FY2006 Appropriation</u>	<u>Funds Used to Date</u>	<u>Items on 11/09 Agenda</u>	<u>Balance Pending Board Approval</u>
Bermuda	\$21,079	\$48,500	\$15,581	0	\$53,998
Clover Hill	45,020	48,500	12,393	1,500	79,627
Dale	62,053	48,500	11,360	0	99,193
Matoaca	66,546	48,500	17,874	0	97,171
Midlothian	41,279	48,500	13,240	4,000	72,539
County Wide	-	13,500	0	-	13,500

000039

Prepared by
Accounting Department
October 31, 2005

SCHEDULE OF CAPITALIZED LEASE PURCHASES

APPROVED AND EXECUTED

<u>Date Began</u>	<u>Description</u>	<u>Original Amount</u>	<u>Date Ends</u>	<u>Outstanding Balance 10/31/05</u>
04/99	Public Facility Lease – Juvenile Courts Project	\$16,100,000	11/19	\$11,270,000
1/01	Certificates of Participation - Building Construction, Expansion and Renovation; Acquisition/Installation of Systems	13,725,000	11/21	10,045,000
04/01	School Copier Lease #2 – Manchester High School	20,268	03/06	2,079
03/03	Certificates of Participation – Building Construction, Expansion and Renovation	6,100,000	11/23	5,460,000
03/04	Certificates of Participation – Building Construction, Expansion and Renovation; Acquisition/Installation of Systems	21,970,000	11/24	20,830,000
10/04	Cloverleaf Mall Redevelopment Project	9,225,000	10/06	9,225,000
11/04	School Archival/Retrieval System Lease	21,639	01/08	16,160
12/04	Energy Improvements at County Facilities	1,519,567	12/17	1,519,567
12/04	Energy Improvements at School Facilities	427,633	12/10	427,633
5/05	Certificates of Participation – Building Acquisition, Construction, Installation, Furnishing and Equipping; Acquisition/Installation of Systems	<u>14,495,000</u>	11/24	<u>14,495,000</u>
TOTAL APPROVED AND EXECUTED		<u>\$83,604,107</u>		<u>\$73,290,439</u>

PENDING EXECUTION

<u>Description</u>	<u>Approved Amount</u>
--------------------	----------------------------

000040



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 14.A.

Subject:

Resolution Recognizing Chesterfield County Schools' Support for Hurricane Relief Efforts

County Administrator's Comments:

County Administrator: _____

A handwritten signature, likely "LJR", is written over the line for the County Administrator.

Board Action Requested:

Mr. Warren requests that the Board of Supervisors adopt the attached resolution.

Summary of Information:

This resolution will recognize the efforts of students, teachers, staff, families and friends of Chesterfield County schools for their contributions to those adversely affected by Hurricane Katrina.

Preparer: Donald J. Kappel

Title: Director, Public Affairs

Attachments:



Yes



No

#

000041

RECOGNIZING CHESTERFIELD COUNTY SCHOOLS' SUPPORT FOR HURRICANE RELIEF EFFORTS

WHEREAS, Hurricane Katrina struck New Orleans, Louisiana on August 29, 2005, causing widespread flooding and displacing hundreds of thousands of residents; and

WHEREAS, the need for food, basic health and comfort items, cash and other necessities has been great in the weeks and months following this devastation; and

WHEREAS, students in numerous Chesterfield County schools, often assisted by teachers, staff, parents and others, have organized many efforts to assist Hurricane Katrina victims with donations of cash and goods to help them with the arduous process of recovery; and

WHEREAS, Midlothian Middle School students and staff raised \$13,050.22 in cash donations; and

WHEREAS, Clover Hill High School students raised \$10,700 with a variety of activities that included collecting donations at football games, conducting class competitions to raise funds, donations from service clubs and other efforts; and

WHEREAS, of this amount, \$7,700 was donated to the American Red Cross, \$1,500 to the Richmond Animal League and another \$1,500 to Dr. Betty Baugh, the latter two for extensive efforts to rescue and care for animals rescued following the hurricane; and

WHEREAS, other collection results have included \$2,600 raised by James River High School students; more than \$4,000 raised at Manchester High School; more than \$4,200 at Matoaca High School; more than \$2,000 at L.C. Bird High School; \$1,650 at Midlothian High School; \$725 and clothing items collected at Monacan High School; more than 500 disaster kits of basic health and comfort items collected at Bailey Bridge Middle School; \$1,839 collected at Carver Middle School; \$2,100 at Chester Middle School; Matoaca Middle School is well on its way to a goal of \$2,534.40; Swift Creek Middle School's 7th graders donated school kit supplies; Alberta Smith Elementary School students in Beth Davis' MIMD class wrote friendship letters to students affected by the hurricane; and

WHEREAS, Crestwood Elementary School students are collecting books for Dauphin Island Elementary School; Ecoff Elementary School has collected clothing, shoes, books and toys, along with letters and stuffed animals; Enon Elementary School raised more than \$1,100; Ettrick Elementary School students and staff raised \$1,012; Evergreen Elementary School students and staff raised \$1,462.39; A.M. Davis students and staff collected \$650; Falling Creek Elementary is hosting two movie nights to raise money for Save the Children; and

WHEREAS, at Gordon Elementary School, students and the PTA raised more than \$3,800; Henning Elementary School is collecting money in a large jar in the office; Jacobs Elementary School students and staff raised \$1,145, mostly in major store gift cards for hurricane victims; Marguerite Christian Elementary School students, parents and staff collected \$1,840.47; Robious Elementary School raised several thousand dollars; Salem Elementary School collected \$630.93, the first \$175 of which was matched by First Market Bank, along with donations to the Humane Society; and

WHEREAS, Spring Run Elementary School filled a 40,000-pound tractor-trailer with goods for the Feed the Children organization to transport to the Gulf Coast region; Watkins Elementary School students and staff raised \$1,850; Weaver Elementary School students collected \$5,216.19; Reams Elementary students, parents and staff collected \$1,840.47; Greenfield Elementary students and staff collected \$800; and C.C. Wells Elementary School raised more than \$1,000.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this 9th day of November 2005, appreciates the exemplary demonstrations of generous caring and heartfelt assistance offered by the students, teachers, staff, families and friends of these Chesterfield County schools, and thanks them for their work on behalf of those adversely affected by Hurricane Katrina.

000042



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 14.B.

Subject:

Resolution Recognizing Mr. Matthew Steven Lowe, Mr. John Michael Newman, and Mr. Thomas Michael Quigley, Jr., all of Troop 800, sponsored by Bethel Baptist Church, and Mr. Benjamin Thomas Rice, Troop 876, sponsored by Mount Pisgah United Methodist Church, Upon Attaining Rank of Eagle Scout

County Administrator's Comments:

County Administrator: _____

A handwritten signature in black ink is written over the line for the County Administrator.

Board Action Requested:

Adoption of the attached resolution.

Summary of Information:

Staff has received requests for the Board to adopt resolutions recognizing Mr. Matthew Steven Lowe, Mr. John Michael Newman, and Mr. Thomas Michael Quigley, Jr., all of Troop 800, and Mr. Benjamin Thomas Rice, Troop 876, upon attaining the rank of Eagle Scout. All will be present at the meeting, accompanied by members of their families, to accept the resolutions.

Preparer: _____ Lisa H. Elko

Title: _____ Clerk to the Board

Attachments:



Yes



No

#

000043

WHEREAS, the Boy Scouts of America was incorporated by Mr. William D. Boyce on February 8, 1910, and was chartered by Congress in 1916; and

WHEREAS, the Boy Scouts of America was founded to build character, provide citizenship training and promote physical fitness; and

WHEREAS, after earning at least twenty-one merit badges in a wide variety of skills including leadership, service and outdoor life, serving in a leadership position in a troop, carrying out a service project beneficial to their community, being active in the troop, demonstrating Scout spirit, and living up to the Scout Oath and Law

Mr. Matthew Steven Lowe, Mr. John Michael Newman, and Mr. Thomas Michael Quigley, Jr., all of Troop 800, sponsored by Bethel Baptist Church; and Mr. Benjamin Thomas Rice, Troop 876, sponsored by Mount Pisgah United Methodist Church; have accomplished those high standards of commitment and have reached the long-sought goal of Eagle Scout which is received by only four percent of those individuals entering the Scouting movement; and

WHEREAS, growing through their experiences in Scouting, learning the lessons of responsible citizenship, and endeavoring to prepare themselves for roles as leaders in society, Matt, John, Tommy, and Ben have distinguished themselves as members of a new generation of prepared young citizens of whom we can all be very proud.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this 9th day of November 2005, hereby extends its congratulations to Mr. Matthew Steven Lowe, Mr. John Michael Newman, and Mr. Thomas Michael Quigley, Jr., and Mr. Benjamin Thomas Rice, and acknowledges the good fortune of the county to have such outstanding young men as its citizens.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: November 9, 2005

Item Number: 15.A.

Subject: Hold a Public Hearing to Amend Chapter 10 of the County Code
Relating to Fire Protection

County Administrator's Comments: *Recommend Approval*

County Administrator: *[Signature]*

Board Action Requested:

To adopt the attached ordinance amending Chapter 10 Fire Protection of the County Code.

Summary of Information:

The Virginia Statewide Fire Prevention Code (VSFPC), which is enforced by the Fire Marshal's Office, provides that localities may amend state fire protection law to the extent that they make the law more stringent than the VSFPC. Traditionally, the County has amended the VSFPC to provide more stringent regulation in such areas as open burning and fireworks displays.

Recently, the State Department of Housing and Community Development promulgated changes to the VSFPC which will go into effect on November 16, 2005. Accordingly, the County needs to update its amendments to the VSFPC to reflect the changes which have been made by the State and which are about to go into effect. The attached proposed ordinance makes those changes. These State required changes will have no substantive effect on the Code enforced by the Fire Marshal.

Preparer: Paul W. Mauger

Title: Fire Chief

Attachments: ☒ Yes

☐ No

000045

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Meeting Date: November 9, 2005

In addition, the Fire Marshal is proposing one substantive change to the County's current fire prevention amendments. This change would require individuals who wish to put on pyrotechnics exhibitions to obtain a permit before doing so. This expands the current requirement for a permit for fireworks displays to include displays of pyrotechnic special effect devices which do not explode in the air. Such devices are typically used indoors for visual effects, and include the type of display used in the band performance which led to the recent tragic fire in Providence, Rhode Island. Requests for pyrotechnic permits would be reviewed to ensure that the person engaging in the display has made adequate provisions for public safety and insurance. No fee would be required for the permit.

000046

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY
OF CHESTERFIELD, 1997, AS AMENDED BY AMENDING
AND RE-ENACTING SECTIONS 10-1, 10-3 AND 10-7 RELATING
TO FIRE PREVENTION

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) That Chapter 10 of the Code of the County of Chesterfield, 1997, as amended, is amended and re-enacted to read as follows:

Sec. 10-1. Fire prevention code adopted.

The county shall enforce the Virginia Statewide Fire Prevention Code promulgated by the Board of Housing and Community Development of the Commonwealth pursuant to Code of Virginia, § 27-98. The provisions of the Virginia Statewide Fire Prevention Code and chapter 10 of this Code shall be enforced by the Fire Marshal, or his duly authorized representative, hereafter referred to as the "fire official" at the direction of the Chief of the county fire department.

Sec. 10-3. Fire prevention code --Amendments, additions and deletions.

The Virginia Statewide Fire Prevention Code is hereby amended and changed pursuant to Code of Virginia, §27-97, in the following respects:

Chapter 1. Administration and Enforcement

106.3 Inspections: Delete and substitute 106.3 as follows:

The fire official is authorized to conduct such inspections as are deemed necessary to determine the extent of compliance with the provisions of this code and to approve reports of inspection by approved agencies or individuals. All reports of such inspections shall be prepared and submitted in writing for review and approval. Inspection reports shall be certified by a responsible officer of such approved agency or by the responsible individual. The fire official is authorized to engage such expert opinion as deemed necessary to report upon unusual, detailed or complex technical issues subject to the approval of the governing body. The fire official may require the owner or owner's agent to inspect the owner's property or equipment in accordance with guidelines approved by the fire official.

106.8 Plans Review and Certificate of Occupancy: Add section 106.8 as follows:

The fire official shall assist the building official in the review of construction plans for compliance with the fire protection provisions of the Virginia Uniform Statewide Building Code for all structures and/or facilities, except detached one- and two-family dwellings, prior to the issuance of a building permit. Furthermore, the fire official shall assist the building official in performing inspections of new systems and structures prior to the issuance of the certificate of occupancy.

106.9 Fire Hydrants: Add section 106.9 as follows:

During the site and/or construction plans review process for construction or change in use of any building or structure, the fire official shall have the authority to require the installation of fire hydrants as he deems necessary to have water available for fire fighting purposes prior to the use of combustible materials in construction being commenced on any floor above the first or ground floor level. Such hydrants shall be accessible to fire fighting apparatus at the time they are installed and at all times thereafter. The fire official will determine the need for fire hydrants based on the use and size of the structure involved and the availability of water in the area of the property. The number of fire hydrants, their placement and the desired flow shall be determined by regulations established from nationally recognized standards.

106.10 Authority to Take Photographs: Add section 106.10 as follows:

The fire official or his duly authorized representative is authorized to make sketches and take photographs to document conditions he observes that he believes are violations of the provisions of this code. Subsequent to a fire, explosion, or other emergency, photographs may be taken as are necessary to adequately depict the conditions of the property for the purpose of investigation. No person shall prevent the fire official from making sketches or taking photographs.

107.2 Operational Permits add Table 107.2 as follows:

**TABLE 107.2.
OPERATIONAL PERMIT REQUIREMENTS**

DESCRIPTION	PERMIT REQUIRED (yes or no)	PERMIT FEE	INSPECTION FEE
Aerosol products. An operational permit is required to manufacture, store or handle an aggregate quantity of Level 2 or Level 3 aerosol products in excess of 500 pounds (227 kg) net weight.	No		
Amusement buildings. An operational permit is required to operate a special amusement building.	No		
Aviation facilities. An operational permit is required to use a Group H or Group S occupancy for aircraft servicing or repair and aircraft fuel-servicing vehicles. Additional permits required by other sections of this code include, but are not limited to, hot work, hazardous materials and flammable or combustible finishes.	No		
Carnivals and fairs. An operational permit is required to conduct a carnival or fair.	No		
Battery systems. An operational permit is required to install stationary lead-acid battery systems having a liquid capacity of more than 50 gallons (189 L).	No		
Cellulose nitrate film. An operational permit is required to store, handle or use cellulose nitrate film in a Group A occupancy.	No		
Combustible dust-producing operations. An operational permit is required to operate a grain elevator, flour starch mill, feed mill, or a plant pulverizing aluminum, coal, cocoa, magnesium, spices or sugar, or other operations producing combustible dusts as defined in Chapter 2.	No		
Combustible fibers. An operational permit is required for the storage and handling of combustible fibers in quantities greater than 100 cubic feet (2.8 m ³).			

Exception: An operational permit is not required for agricultural storage.	No																
Compressed gas. An operational permit is required for the storage, use or handling at normal temperature and pressure (NTP) of compressed gases in excess of the amounts listed below. Exception: Vehicles equipped for and using compressed gas as a fuel for propelling the vehicle. PERMIT AMOUNTS FOR COMPRESSED GASES <table><tr><th>TYPE OF GAS</th><th>AMOUNT (cubic feet at NTP)</th></tr><tr><td>Corrosive</td><td>200</td></tr><tr><td>Flammable (except cryogenic fluids and liquefied petroleum gases)</td><td>200</td></tr><tr><td>Highly toxic</td><td>Any amount</td></tr><tr><td>Inert and simple asphyxiant</td><td>6,000</td></tr><tr><td>Oxidizing (including oxygen)</td><td>504</td></tr><tr><td>Toxic</td><td>Any amount</td></tr></table> For SI: 1 cubic foot = 0.02832 m ³	TYPE OF GAS	AMOUNT (cubic feet at NTP)	Corrosive	200	Flammable (except cryogenic fluids and liquefied petroleum gases)	200	Highly toxic	Any amount	Inert and simple asphyxiant	6,000	Oxidizing (including oxygen)	504	Toxic	Any amount	No		
TYPE OF GAS	AMOUNT (cubic feet at NTP)																
Corrosive	200																
Flammable (except cryogenic fluids and liquefied petroleum gases)	200																
Highly toxic	Any amount																
Inert and simple asphyxiant	6,000																
Oxidizing (including oxygen)	504																
Toxic	Any amount																
Covered mall buildings. An operational permit is required for: 1. The placement of retail fixtures and displays, concession equipment, displays of highly combustible goods and similar items in the mall. 2. The display of liquid- or gas-fired equipment in the mall. 3. The use of open-flame or flame-producing equipment in the mall.	No																
Cryogenic fluids. An operational permit is required to produce, store, transport on site, use, handle or dispense cryogenic fluids in excess of the amounts listed below. Exception: Operational permits are not required for vehicles equipped for and using cryogenic fluids as a fuel for propelling the vehicle or for refrigerating the lading.	No																
Cutting and welding. An operational permit is required to conduct cutting or welding operations within the jurisdiction.	No																
Dry cleaning plants. An operational permit is required to engage in the business of dry cleaning or to change to a more hazardous cleaning solvent used in existing dry cleaning equipment.	No																
Exhibits and trade shows. An operational permit is required to operate exhibits and trade shows.	No																
Explosives, ammunition and blasting agents: Storage, approved overnight Transportation, each vehicle Use, each site or location Firm or company license	Yes	\$65.00															
Extremely Hazardous Substances (EHS)	No																
Fireworks Retailer and/or Wholesaler Public or private Display	No Yes	\$0															
Fire hydrants and valves. An operational permit is required to use or operate fire hydrants or valves intended for fire suppression purposes which are installed on water systems and accessible to a fire apparatus access road that is open to or generally used by the public. Exception: An operational permit is not required for authorized employees of the water company that supplies the system or the fire department to use or operate fire hydrants or valves.	No																
Flammable and combustible liquids. An operational permit is required: 1. To use or operate a pipeline for the transportation within facilities of flammable or combustible liquids. This requirement shall not apply to the offsite transportation in pipelines regulated by the Department of Transportation (DOTn) (see Section 3501.1.2) nor does it apply to piping systems (see Section 3503.6). 2. To store, handle or use Class I liquids in excess of 5 gallons (19 L) in a building or in excess of 10 gallons (37.9 L) outside of a building, except that a permit is not required for the following: 2.1. The storage or use of Class I liquids in the fuel tank of a motor vehicle, aircraft, motorboat, mobile power plant or mobile heating plant, unless such	No																

storage, in the opinion of the fire official, would cause an unsafe condition.																																																									
2.2. The storage or use of paints, oils, varnishes or similar flammable mixtures when such liquids are stored for maintenance, painting or similar purposes for a period of not more than 30 days.																																																									
3. To store, handle or use Class II or Class IIIA liquids in excess of 25 gallons (95 L) in a building or in excess of 60 gallons (227 L) outside a building, except for fuel oil used in connection with oil-burning equipment.																																																									
4. To remove Class I or Class II liquids from an underground storage tank used for fueling motor vehicles by any means other than the approved, stationary on-site pumps normally used for dispensing purposes.																																																									
5. To operate tank vehicles, equipment, tanks, plants, terminals, wells, fuel-dispensing stations, refineries, distilleries and similar facilities where flammable and combustible liquids are produced, processed, transported, stored, dispensed or used.																																																									
6. To remove, abandon, place temporarily out of service (for more than 90 days) or otherwise dispose of an underground, protected above-ground or above-ground flammable or combustible liquid tank.																																																									
7. To change the type of contents stored in a flammable or combustible liquid tank to a material which poses a greater hazard than that for which the tank was designed and constructed.																																																									
8. To manufacture, process, blend or refine flammable or combustible liquids.																																																									
Floor finishing. An operational permit is required for floor finishing or surfacing operations exceeding 350 square feet (33 m2) using Class I or Class II liquids.	No																																																								
Fruit and crop ripening. An operational permit is required to operate a fruit-, or crop-ripening facility or conduct a fruit-ripening process using ethylene gas.	No																																																								
Fumigation and thermal insecticidal fogging. An operational permit is required to operate a business of fumigation or thermal insecticidal fogging and to maintain a room, vault or chamber in which a toxic or flammable fumigant is used.	No																																																								
Hazardous materials. An operational permit is required to store, transport on site, dispense, use or handle hazardous materials in excess of the amounts listed below.	No																																																								
<div>PERMIT AMOUNTS FOR HAZARDOUS MATERIALS</div> <table><thead><tr><th>TYPE OF MATERIAL</th><th>AMOUNT</th></tr></thead><tbody><tr><td>Combustible liquids</td><td>See flammable and combustible liquids</td></tr><tr><td>Corrosive materials</td><td></td></tr><tr><td> Gases</td><td>See compressed gases</td></tr><tr><td> Liquids</td><td>55 gallons</td></tr><tr><td> Solids</td><td>1000 pounds</td></tr><tr><td>Explosive materials</td><td>See explosives</td></tr><tr><td>Flammable materials</td><td></td></tr><tr><td> Gases</td><td>See compressed gases</td></tr><tr><td> Liquids</td><td>See flammable and combustible liquids</td></tr><tr><td> Solids</td><td>100 pounds</td></tr><tr><td>Highly toxic materials</td><td></td></tr><tr><td> Gases</td><td>See compressed gases</td></tr><tr><td> Liquids</td><td>Any amount</td></tr><tr><td> Solids</td><td>Any amount</td></tr><tr><td>Oxidizing materials</td><td></td></tr><tr><td> Gases</td><td>See compressed gases</td></tr><tr><td> Liquids</td><td></td></tr><tr><td> Class 4</td><td>Any amount</td></tr><tr><td> Class 3</td><td>1 gallon</td></tr><tr><td> Class 2</td><td>10 gallons</td></tr><tr><td> Class 1</td><td>55 gallons</td></tr><tr><td> Solids</td><td></td></tr><tr><td> Class 4</td><td>Any amount</td></tr><tr><td> Class 3</td><td>10 pounds</td></tr><tr><td> Class 2</td><td>100 pounds</td></tr><tr><td> Class 1</td><td>500 pounds</td></tr></tbody></table>				TYPE OF MATERIAL	AMOUNT	Combustible liquids	See flammable and combustible liquids	Corrosive materials		Gases	See compressed gases	Liquids	55 gallons	Solids	1000 pounds	Explosive materials	See explosives	Flammable materials		Gases	See compressed gases	Liquids	See flammable and combustible liquids	Solids	100 pounds	Highly toxic materials		Gases	See compressed gases	Liquids	Any amount	Solids	Any amount	Oxidizing materials		Gases	See compressed gases	Liquids		Class 4	Any amount	Class 3	1 gallon	Class 2	10 gallons	Class 1	55 gallons	Solids		Class 4	Any amount	Class 3	10 pounds	Class 2	100 pounds	Class 1	500 pounds
TYPE OF MATERIAL	AMOUNT																																																								
Combustible liquids	See flammable and combustible liquids																																																								
Corrosive materials																																																									
Gases	See compressed gases																																																								
Liquids	55 gallons																																																								
Solids	1000 pounds																																																								
Explosive materials	See explosives																																																								
Flammable materials																																																									
Gases	See compressed gases																																																								
Liquids	See flammable and combustible liquids																																																								
Solids	100 pounds																																																								
Highly toxic materials																																																									
Gases	See compressed gases																																																								
Liquids	Any amount																																																								
Solids	Any amount																																																								
Oxidizing materials																																																									
Gases	See compressed gases																																																								
Liquids																																																									
Class 4	Any amount																																																								
Class 3	1 gallon																																																								
Class 2	10 gallons																																																								
Class 1	55 gallons																																																								
Solids																																																									
Class 4	Any amount																																																								
Class 3	10 pounds																																																								
Class 2	100 pounds																																																								
Class 1	500 pounds																																																								

Organic peroxides Liquids Class I Any amount Class II Any amount Class III 1 gallon Class IV 2 gallons Class V No permit required Solids Class I Any amount Class II Any amount Class III 10 pounds Class IV 20 pounds Class V No permit required Pyrophoric materials Gases See compressed gases Liquids Any amount Solids Any amount Toxic materials Gases See compressed gases Liquids 10 gallons Solids 100 pounds			
<p style="text-align: center;">PERMIT AMOUNTS FOR HAZARDOUS MATERIALS</p> TYPE OF MATERIAL Unstable (reactive) materials Liquids Class 4 Any amount Class 3 Any amount Class 2 5 gallons Class 1 10 gallons Solids Class 4 Any amount Class 3 Any amount Class 2 50 pounds Class 1 100 pounds Water-reactive materials Liquids Class 3 Any amount Class 2 5 gallons Class 1 55 gallons Solids Class 3 Any amount Class 2 50 pounds Class 1 500 pounds <p style="text-align: center;">For SI: 1 gallon = 3.785 L, 1 pound = 0.454 kg.</p>	No		
HPM facilities. An operational permit is required to store, handle or use hazardous production materials.	No		
High piled storage. An operational permit is required to use a building or portion thereof as a high-piled storage area exceeding 500 square feet (46 m ²).	No		
Hot work operations. An operational permit is required for hot work including, but not limited to: 1. Public exhibitions and demonstrations where hot work is conducted. 2. Use of portable hot work equipment inside a structure. Exception: Work that is conducted under a construction permit. 3. Fixed-site hot work equipment such as welding booths. 4. Hot work conducted within a hazardous fire area. 5. Application of roof coverings with the use of an open-flame device. 6. When approved, the fire official shall issue a permit to carry out a Hot Work Program. This program allows approved personnel to regulate their facility's	No		

000051

hot work operations. The approved personnel shall be trained in the fire safety aspects denoted in this chapter and shall be responsible for issuing permits requiring compliance with the requirements found in this chapter. These permits shall be issued only to their employees or hot work operations under their supervision.			
Industrial ovens. An operational permit is required for operation of industrial ovens regulated by Chapter 21.	No		
Lumber yards and woodworking plants. An operational permit is required for the storage or processing of lumber exceeding 100,000 board feet (8,333 ft ³) (236 m ³).	No		
Liquid- or gas-fueled vehicles or equipment in assembly buildings. An operational permit is required to display, operate or demonstrate liquid- or gas-fueled vehicles or equipment in assembly buildings.	No		
LP-gas. An operational permit is required for: 1. Storage and use of LP-gas. Exception: An operational permit is not required for individual containers with a 500-gallon (1893 L) water capacity or less serving occupancies in Group R-3. 2. Operation of cargo tankers that transport LP-gas.	No		
Magnesium. An operational permit is required to melt, cast, heat treat or grind more than 10 pounds (4.54 kg) of magnesium.	No		
Miscellaneous combustible storage. An operational permit is required to store in any building or upon any premises in excess of 2,500 cubic feet (71 m ³) gross volume of combustible empty packing cases, boxes, barrels or similar containers, rubber tires, rubber, cork or similar combustible material.	No		
Open burning. An operational permit is required for the kindling or maintaining of an open fire or a fire on any public street, alley, road, or other public or private ground. Instructions and stipulations of the permit shall be adhered to. Exception: Recreational fires and provided further that the County Administrator may administratively suspend the open burning fee for a temporary period of time after any national, state or local authority declares a disaster affecting all or a portion of the County.	Yes	\$400.00	
Open flames and candles. An operational permit is required to remove paint with a torch; use a torch or open-flame device in a hazardous fire area; or to use open flames or candles in connection with assembly areas, dining areas of restaurants or drinking establishments.	No		
Organic coatings. An operational permit is required for any organic-coating manufacturing operation producing more than 1 gallon (4 L) of an organic coating in one day.	No		
Places of Assembly/educational. An operational permit is required to operate a place of assembly/educational occupancy.	No		
Private fire hydrants. An operational permit is required for the removal from service, use or operation of private fire hydrants. Exception: An operational permit is not required for private industry with trained maintenance personnel, private fire brigade or fire departments to maintain, test and use private hydrants.	No		
Pyrotechnic special effects material. An operational permit is required for use and handling of pyrotechnic special effects material.	No YES	\$0	
Pyroxylin plastics. An operational permit is required for storage or handling of more than 25 pounds (11 kg) of cellulose nitrate (pyroxylin) plastics and for the assembly or manufacture of articles involving pyroxylin plastics.	No		
Refrigeration equipment. An operational permit is required to operate a mechanical refrigeration unit or system regulated by Chapter 6.	No		
Repair garages and service stations. An operational permit is required for operation of repair garages and automotive, marine and fleet service stations.	No		
Rooftop heliports. An operational permit is required for the operation of a rooftop heliport.	No		
Spraying or dipping. An operational permit is required to conduct a spraying or dipping operation utilizing flammable or combustible liquids or the application of	No		

combustible powders regulated by Chapter 15.			
Storage of scrap tires and tire byproducts. An operational permit is required to establish, conduct or maintain storage of scrap tires and tire byproducts that exceeds 2,500 cubic feet (71m ³) of total volume of scrap tires and for indoor storage of tires and tire byproducts.	No		

**TABLE 107.2.
OPERATIONAL PERMIT REQUIREMENTS**

DESCRIPTION	PERMIT REQUIRED (yes or no)	PERMIT FEE	INSPECTION FEE
Temporary membrane structures, tents and canopies. An operational permit is required to operate an air-supported temporary membrane structure or a tent. Exceptions: 1. Tents used exclusively for recreational camping purposes. 2. Tents and air-supported structures that cover an area of 900 square feet (84 m ²) or less, including all connecting areas or spaces with a common means of egress or entrance and with an occupant load of 50 or less persons. 3. Fabric canopies and awnings open on all sides which comply with all of the following: 3.1. Individual canopies shall have a maximum size of 700 square feet (65 m ²). 3.2. The aggregate area of multiple canopies placed side by side without a firebreak clearance of 12 feet (3658 mm) shall not exceed 700 square feet (65m ²) total. 3.3. A minimum clearance of 12 feet (3658 mm) to structures and other tents shall be provided.	No		
Tire-rebuilding plants. An operational permit is required for the operation and maintenance of a tire-rebuilding plant.	No		
Waste handling. An operational permit is required for the operation of wrecking yards, junk yards and waste material-handling facilities.	No		
Wood products. An operational permit is required to store chips, hogged material, lumber or plywood in excess of 200 cubic feet (6 m ³).	No		

111.3 Failure to Correct Violations: Delete and substitute 111.3 as follows:

If the notice of violation is not complied with within the time specified by the fire official, the fire official may issue a summons for the violation of the code. The fire official may also request the county attorney to institute the appropriate legal proceedings to restrain, correct or abate such violation or to require removal or termination of the unlawful use of the building or structure in violation of the provisions of this code or of any order or direction made pursuant to the code.

111.4 Penalties: Delete and substitute section 10-6 of the Chesterfield County Code.

Chapter 2. Definitions

202.0. General Definitions. Add the following definition:

The term "occupant" means any person physically located or situated in or on any property, structure or vehicle irrespective of the length of time or the reason for such occupancy.

Chapter 3. General Precautions Against Fire

307.1 Title and Purpose. Delete and substitute section 307.1 as follows:

This article shall be known as the Chesterfield County Ordinance for the Regulation of Open Burning. The purpose of this article is to protect public health, safety, and welfare by regulating open burning within Chesterfield County to achieve and maintain, to the greatest extent practicable, a level of air quality that will provide comfort and convenience while promoting economic and social development. This article is intended to supplement the applicable regulations promulgated by the State Air Pollution Control Board and other applicable regulations and laws.

307.2 Definitions. Delete and substitute section 307.2 as follows:

For the purpose of this article and subsequent amendments or any orders issued by Chesterfield County, the words or phrases shall have the meaning given them in this section.

- A. "Automobile graveyard" means any lot or place which is exposed to the weather and upon which more than five motor vehicles of any kind, incapable of being operated, and which it would not be economically practical to make operative, are placed, located or found.
- B. "Bonfire" means an outdoor fire utilized for ceremonial purposes.
- C. "Clean burning waste" means waste which does not produce dense smoke when burned and is not prohibited to be burned under this ordinance.
- D. "Construction waste" means solid waste which is produced or generated during construction of structures. Construction waste consists of lumber, wire, sheetrock, broken brick, shingles, glass, pipes, concrete, and metal and plastics if the metal or plastics are a part of the materials of construction or empty containers for such materials. Paints, coatings, solvents, asbestos, any liquid, compressed gases or semi-liquids, and garbage are not construction wastes and the disposal of such materials must be in accordance with the regulations of the Virginia Waste Management Board.
- E. "Debris waste" means stumps, wood, brush, and leaves from property maintenance and/or land clearing operations.
- F. "Demolition waste" means that solid waste which is produced by the destruction of structures and their foundations and includes the same materials as construction waste.
- G. "Garbage" means rotting animal and vegetable matter accumulated by a household in the course of ordinary day to day living.

- H. "Hazardous waste" means refuse or combinations of refuse which, because of its quantity, concentration or physical, chemical or infectious characteristics may:
1. Cause or significantly contribute to an increase in mortality or an increase in serious irreversible or incapacitating illness; or
 2. Pose a substantial present or potential hazard to human health or the environment when improperly treated, stored, transported, disposed, or otherwise managed.
- I. "Household refuse" means waste material and trash normally accumulated by a household in the course of ordinary day to day living.
- J. "Industrial waste" means all waste generated on the premises of manufacturing and industrial operations such as, but not limited to, those carried on in factories, processing plants, refineries, slaughterhouses, and steel mills.
- K. "Junkyard" means an establishment or place of business which is maintained, operated, or used for storing, keeping, buying, or selling junk, or for the maintenance or operation of an automobile graveyard, and the term shall include garbage dumps and sanitary landfills.
- L. "Landfill" means a sanitary landfill, an industrial waste landfill, or a construction/demolition/debris landfill. See solid waste management regulations for further definitions of these terms.
- M. "Local landfill" means any landfill located within the jurisdiction of a local government.
- N. "Occupied building" means any structure occupied or intended for supporting or sheltering any occupancy.
- O. "Open burning" means the burning of any matter in such a manner that the products resulting from combustion are emitted directly into the atmosphere without passing through a stack, duct or chimney.
- P. "Open pit incinerator" means a device used to burn waste for the primary purpose of reducing the volume by removing combustible matter. Such devices function by directing a curtain of air at an angle across the top of a trench or similarly enclosed space, thus reducing the amount of combustion by-products emitted into the atmosphere. The term also includes trench burners, air curtain destructors and overdraft incinerators.
- Q. "Refuse" means trash, rubbish, garbage and other forms of solid or liquid waste, including, but not limited to, wastes resulting from residential, agricultural,

commercial, industrial, institutional, trade, construction, land clearing, forest management and emergency operations.

- R. "Salvage operation" means any operation consisting of a business, trade or industry participating in salvaging or reclaiming any product or material, such as, but not limited to, reprocessing of used motor oils, metals, chemicals, shipping containers or drums, and specifically including automobile graveyards and junkyards.
- S. "Sanitary landfill" means an engineered land burial facility for the disposal of household waste which is so located, designed, constructed, and operated to contain and isolate the waste so that it does not pose a substantial present or potential hazard to human health or the environment. A sanitary landfill also may receive other types of solid wastes, such as commercial solid waste, nonhazardous sludge, hazardous waste from conditionally exempt small quantity generators, and nonhazardous industrial solid waste. See solid waste management regulations for further definitions of these terms.
- T. "Smoke" means small gas-borne particulate matter consisting mostly, but not exclusively, of carbon, ash and other material in concentrations sufficient to form a visible plume.
- U. "Special incineration device" means a pit incinerator, conical or tepee burner, or any other device specifically designed to provide good combustion performance.

307.3 Open Burning Regulations. Delete and substitute Section 307.3 as follows:

- A. No owner or other person shall cause or permit open burning or the use of a special incineration device for disposal of refuse except as provided in this ordinance.
- B. No owner or other person shall cause or permit open burning or the use of a special incineration device for disposal of household refuse or garbage.
- C. No owner or other person shall cause or permit open burning or the use of a special incineration device for disposal of rubber tires, asphaltic materials, crankcase oil, impregnated wood or other rubber or petroleum based materials except when conducting bona fide fire fighting instruction at fire fighting training schools having permanent facilities.
- D. No owner or other person shall cause or permit open burning or the use of a special incineration device for disposal of hazardous waste or containers for such materials.

- E. No owner or other person shall cause or permit open burning or the use of a special incineration device for the purpose of a salvage operation or for the disposal of commercial/industrial waste.
- F. Open burning or the use of special incineration devices permitted under the provisions of this ordinance does not exempt or excuse any owner or other person from the consequences, liability, damages or injuries which may result from such conduct; nor does it excuse or exempt any owner or other person from complying with other applicable laws, ordinances, regulations and orders of the governmental entities having jurisdiction, even though the open burning is conducted in compliance with this ordinance. In this regard special attention should be directed to Code of Virginia, §10.1-1142, of the Forest Fire Law of Virginia, the regulations of the Virginia Waste Management Board, and the State Air Pollution Control Board's Regulations for the Control and Abatement of Air Pollution.
- G. Upon declaration of an alert, warning or emergency stage of an air pollution episode as described in part VII of the Regulations for the Control and Abatement of Air Pollution or when deemed advisable by the state air pollution control board to prevent a hazard to, or an unreasonable burden upon, public health or welfare, no owner or other person shall cause or permit open burning or use of a special incineration device, and any in process burning or use of special incineration devices shall be immediately terminated in the designated air quality control region.

307.3.1 Exemptions. Add subsection 307.3.1 as follows:

The following activities are exempted from the above prohibitions to the extent covered by the State Air Pollution Control Board's Regulations for the Control and Abatement of Air Pollution:

- A. Open burning for training and instruction of government and public fire fighters under the supervision of the designated official and industrial in-house fire fighting personnel;
- B. Open burning for camp fires or other fires that are used solely for recreational purposes, for ceremonial occasions, for outdoor noncommercial preparation of food, and for warming of outdoor workers;
- C. Open burning for the destruction of any combustible liquid or gaseous material by burning in a flare or flare stack;
- D. Open burning for forest management and agriculture practices approved by the state air pollution control board; and
- E. Open burning for the destruction of classified military documents.

307.3.2 Permissible open burning. Add subsection 307.3.2 as follows:

- A. Open burning is permitted for the disposal of tree trimmings and garden trimmings located on the premises of private property, provided that the following conditions are met:**
- 1. A written permit, valid for thirty (30) days, must be obtained from the Chesterfield Fire & EMS, Fire and Life Safety Division. Application for permit shall include: completed information form, the name, address and telephone number of the occupant and, if different, owner of the property on which the burn is conducted and of any other entity conducting or responsible for the burn. Application shall be submitted to the Fire and Life Safety Division at least 15 days before the desired burn; and**
 - 2. A copy of the burn permit shall be maintained at the site of the burn, shall be available for review at all times during the burn, shall be displayed so as to be visible from a public roadway and shall be maintained in a manner that protects it from deterioration by weather; and**
 - 3. The burning shall take place on the premises of the private property from which the trimmings were taken; and all reasonable effort shall be made to minimize the amount of material burned, with the number and size of the piles approved by Chesterfield County Fire & EMS, Fire and Life Safety Division; and**
 - 4. The location of the burning shall be a minimum of 300 feet from any occupied building unless the occupants have given prior written permission, other than buildings located on the property on which the burning is conducted. If the Chesterfield County Fire & EMS, Fire and Life Safety Division determines that it is necessary to protect public health and welfare, it may direct that the above cited distances be increased; and**
 - 5. All fires must be at least 50 feet from any structure; and**
 - 6. Permitted fires shall be constantly attended by a competent person until they are extinguished. The attendee shall have fire extinguishing equipment readily available for use as deemed necessary by the code official; and**
 - 7. No regularly scheduled public or private collection service for such trimmings is available at the adjacent street or public road, and**
 - 8. Permits for burning tree trimmings and/or garden trimmings shall be limited to two per site per year.**

- B. Open burning is permitted for disposal of debris waste resulting from property maintenance, from the development or modification of roads and highways, parking areas, railroad tracks, pipelines, power and communication lines, buildings or building areas, sanitary landfills, or from any other designated local clearing operations which may be approved by Chesterfield Fire & EMS, Fire and Life Safety Division, provided the following conditions are met:
1. A written permit, valid for ninety (90) days, must be obtained from the Chesterfield Fire & EMS, Fire and Life Safety Division. Application for permit shall include: Fee for permit, completed information form, site plan drawing of burn site, proof of liability insurance for party performing burn, and the name, address and telephone number of the owner and, if different, developer of the property on which the burn is conducted and of any other entity conducting or responsible for the burn. Application shall be submitted to the Fire and Life Safety Division at least 15 days before the desired burn.
 2. A copy of the burn permit shall be maintained at the site of the burn, shall be available for review at all times during the burn, shall be displayed so as to be visible from a public roadway and shall be maintained in a manner that protects it from deterioration by weather; and
 3. The burning shall take place on the site from which the debris waste was generated. All reasonable effort shall be made to minimize the amount of material burned, with the number and size of the debris piles approved by Chesterfield County Fire & EMS, Fire and Life Safety Division;
 4. The material to be burned shall consist of brush, stumps and similar debris waste and shall not include demolition material;
 5. The location of the burning shall be a minimum of 500 feet from any occupied building unless the occupants have given prior written permission, other than buildings located on the property on which the burning is conducted. If the Chesterfield County Fire & EMS, Fire and Life Safety Division determines that it is necessary to protect public health and welfare, it may direct that the above cited distances be increased; and
 6. The burning shall be conducted at the greatest distance practicable from highways and airfields;
 7. Permitted fires shall be constantly attended by a competent person until they are extinguished and conducted to ensure the best possible combustion with a minimum of smoke being produced. The attendee shall have fire extinguishing equipment readily available for use as deemed necessary by the code official;

8. The burning shall not be allowed to smolder beyond the minimum period of time necessary for the destruction of the materials; and
 9. The burning shall be conducted only when the prevailing winds are away from any city, town or built-up area.
 10. The permit holder must maintain liability insurance in the minimum amount of \$1,000,000 general liability coverage at all times while burning is taking place. At the time of permit application, a certificate of insurance coverage shall be submitted to the fire marshal; and
- C. Open burning is permitted for disposal of debris on the site of local landfills provided that the burning does not take place on land that has been filled and covered so as to present an underground fire hazard due to the presence of methane gas, provided that the following conditions are met:
1. A written permit, valid for ninety (90) days, must be obtained from the Chesterfield Fire & EMS, Fire and Life Safety Division. Application for permit shall include: fee for permit, completed information form, site plan drawing of burn site, proof of liability insurance for party performing burn;
 2. The burning shall take place on the premises of a local sanitary landfill which meets the provisions of the regulations of the Virginia Waste Management Board;
 3. Permitted fires shall be constantly attended by a competent person until they are extinguished and conducted to ensure the best possible combustion with a minimum of smoke being produced. The attendee shall have fire extinguishing equipment readily available for use as deemed necessary by the code official;
 4. The material to be burned shall consist only of brush, tree trimmings, yard and garden trimmings, clean burning debris waste, or clean burning demolition waste;
 5. All reasonable effort shall be made to minimize the amount of material that is burned; with the number and size of the debris piles approved by Chesterfield County Fire & EMS, Fire and Life Safety Division;
 6. The location of the burning shall be a minimum of five hundred (500) feet from any occupied building unless the occupants have given prior written permission, other than buildings located on the property on which the burning is conducted. If the Chesterfield County Fire & EMS, Fire and Life Safety Division determines that it is necessary to protect public health and welfare, it may direct that the above cited distances be increased;

7. No materials may be burned in violation of the regulations of the Virginia Waste Management Board or the State Air Pollution Control Board. The exact site of the burning on a local landfill shall be established in coordination with the regional director and Chesterfield County Fire & EMS, Fire and Life Safety Division; no other site shall be used without the approval of these officials. Chesterfield County Fire & EMS, Fire and Life Safety Division shall be notified of the days during which the burning will occur.
 8. The permit holder must maintain liability insurance in the minimum amount of \$1,000,000 general liability coverage at all times while burning is taking place. At the time of permit application, a certificate of insurance coverage shall be submitted to the fire marshal.
- D. Sections A through C above notwithstanding, no owner or other person shall cause or permit open burning or the use of a special incineration device during the months of June, July, or August.

307.3.3 Permits. Add subsection 307.3.3 as follows:

- A. When open burning of debris waste or open burning of debris on the site of a local landfill is to occur within Chesterfield County, the person responsible for the burning shall obtain a permit from Chesterfield County Fire & EMS, Fire and Life Safety Division prior to the burning. Such a permit may be granted only after confirmation by Chesterfield County Fire & EMS, Fire and Life Safety Division that the burning can and will comply with the provisions of this ordinance and any other conditions which are deemed necessary to ensure that the burning will not endanger the public health and welfare or to ensure compliance with any applicable provisions of the State Air Pollution Control Board's Regulations for the Control and Abatement of Air Pollution. The permit may be issued for each occasion of burning or for a specific period of time deemed appropriate by Chesterfield County Fire & EMS, Fire and Life Safety Division.
- B. Prior to the initial installation (or reinstallation, in cases of relocation) and operation of special incineration devices, the person responsible for the burning shall obtain a permit from Chesterfield County Fire & EMS, Fire and Life Safety Division, such permits to be granted only after confirmation by Chesterfield County Fire & EMS, Fire and Life Safety Division that the burning can and will comply with applicable provisions in Regulations for the Control and Abatement of Air Pollution and that any conditions are met which are deemed necessary by Chesterfield County Fire & EMS, Fire and Life Safety Division to ensure that the operation of the devices will not endanger the public health and welfare. Permits granted for the use of special incineration devices shall at a minimum contain the following conditions:

1. All reasonable effort shall be made to minimize the amount of material that is burned. Such efforts shall include, but are not limited to, the removal of pulpwood, sawlogs and firewood.
2. The material to be burned shall consist of brush, stumps and similar debris waste and shall not include demolition material.
3. The location of the burning shall be a minimum of 500 feet from any occupied building unless the occupants have given prior permission, other than buildings located on the property on which the burning is conducted; burning shall be conducted at the greatest distance practicable from highways and air fields. If the Chesterfield County Fire & EMS, Fire and Life Safety Division determines that it is necessary to protect public health and welfare, he may direct that the above cited distances be increased.
4. The burning shall be attended at all times and conducted to ensure the best possible combustion with a minimum of smoke being produced. Under no circumstances should the burning be allowed to smolder beyond the minimum period of time necessary for the destruction of the materials.
5. The burning shall be conducted only when the prevailing winds are away from any city, town or built-up area.
6. The use of special incineration devices shall be allowed only for the disposal of debris waste, clean burning construction waste, and clean burning demolition waste.
7. Permits issued under this subsection shall be limited to a specific period of time deemed appropriate by Chesterfield County Fire & EMS, Fire and Life Safety Division.

307.3.4 Attendance at Open Fires. Add subsection 307.3.4 as follows:

Permitted fires shall be constantly attended by a competent person until they are extinguished. The attendee shall have fire extinguishing equipment readily available for use as deemed necessary by the code official.

307.3.5 Endangering Other Property. Add subsection 307.3.5 as follows:

No person shall kindle or authorize to be kindled or maintain any permitted fire in such a manner that it will endanger the property of another.

307.3.6 Revocation of Permits. Add subsection 307.3.6

If any permit holder violates any provision of this ordinance or if any permit holder makes a material misrepresentation on a permit application, The Fire Marshal may

require the extinguishments of the fire and the burn permit shall be subject to revocation;

307.4 Fees. Delete and substitute section 307.4 as follows:

1. There shall be no fees for the permit required by Section 307.3.2(A)
2. Fees for permits required by section 307.3.2(B) and (C) and shall be
.....\$400.00

~~307.5~~ 308.3.1 Add the following sentences to the end of section ~~307.5~~ 308.3.1.

The owner or manager of any occupancy in Use Group R shall notify their tenants in writing of this code requirement at the time the tenants initially occupy the apartment and annually thereafter. A copy of this written notification shall be available for review by the code official.

~~307.5~~ 308.3.1 Delete exception 2.

~~307.7~~ 308.5.3 Sweating Joints. Add section ~~307.7~~ 308.5.3 as follows:

Any person using a torch or other flame-producing device for sweating pipe joints in any building or structure shall have available in the immediate vicinity, one approved fire extinguisher or water hose connected to a water supply. Combustible material in the close proximity of the work shall be protected against ignition by shielding, wetting, or other approved means. In all cases, the person performing the work shall remain in the vicinity of the sweating operation for one-half hour after the torch or flame-producing device has been used.

315.4 Materials Storage Regulation. Add subsection 315.4 as follows:

No person shall store any combustible packing cases, boxes, barrels or similar containers or rubber tires, baled cotton, rubber, cork or other similarly combustible materials of a gross volume of greater than 2,500 cubic feet (70 m³) in any structure or on any premises, except under conditions approved by the code official.

~~307.6~~ 315.5 Storage, Park or Repair. Add subsection ~~307.6~~ 315.5 as follows:

No person shall store, park or repair any vehicle, tool or equipment that has a fuel tank that contains a flammable or combustible liquid or liquefied petroleum gas as a source of fuel within or on any occupancy in Use Group R, or part thereof, unless such building or structure is built for the purpose of such storage, parking or repairing in accordance with all requirements of the Uniform Statewide Building Code and this code. The owner or manager of any occupancy in Use Group R shall notify their tenants in writing of this code requirement at the time the tenants initially occupy the apartment and annually

thereafter. A copy of this written notification shall be available for review by the code official. This section shall not apply to detached one- and two-family dwellings unless such storage, parking or repairing is conducted as a business. Such businesses must then comply with all applicable provisions of the Uniform Statewide Building Code and the Chesterfield County Code.

~~315.6 Storage or Display in Roofed Over Malls.~~ Add subsection 315.6 as follows:

~~Combustible goods, merchandise, decorations or vehicles may be displayed or placed in the common areas of a roofed over mall only if such display or placement is in compliance with regulations established by the code official. It shall be the responsibility of the owner, manager or his designated representative to notify the code official prior to such usage of the roofed over mall.~~

Chapter 5. Fire Service Features

~~502.0~~ 502.1. General Definitions. Delete and substitute the following definition:

Fire Lane. An area designated by clearly visible signs and/or markings in which parking shall be prohibited, whether on public or private property, to ensure ready access for and to fire fighting equipment and facilities.

~~503.1 Where Required.~~ Delete and substitute ~~503.1~~ as follows:

~~The code official may designate fire lanes on public streets and on private property devoted to public use for the purpose of permitting proper access to fire hydrants or for fire fighting equipment. Fire apparatus access roads shall be provided and maintained in accordance with Sections 503.1 through 503.1.3~~

~~503.7~~ 503.8 Illegal Use. Add subsection ~~503.7~~ 503.8 as follows:

1. No person shall park or leave an unattended vehicle in or otherwise obstruct with a vehicle any designated or marked fire lane.
2. No person shall place or locate any equipment, materials, or any other object in or otherwise obstruct any designated or marked fire lane.
3. The penalty for violation of section ~~503.7(1)~~ 503.8(1) shall be the same as outlined for other parking violations in the Chesterfield County Code. The penalty for violation of section ~~503.7(2)~~ 503.8(2) shall be the same as for all other violations of this chapter.

Chapter 9 Fire Protection Systems

901.5.2 Altering or Changing Supervisory Services. Add subsection 901.5.2 as follows:

The code official shall be notified prior to any alterations to the supervisory service equipment or if the agent providing supervisory service changes for any required fire protection system. Functional testing shall be conducted prior to the system being returned to service. The level of testing will be determined by the code official. All testing shall be conducted in the presence of the code official and appropriate documentation shall be provided to the code official to verify that the system is being supervised as designed and in accordance with the building code in effect at the time of installation.

~~901.6.1.2~~ 901.6.1.1 Limited Area Sprinkler Systems. Add subsection ~~901.6.1.2~~ 901.6.1.1 as follows:

All limited area sprinkler systems shall be inspected annually and maintained according to NFPA 25 and in accordance with the following standards:

1. The sprinkler control valve shall be permanently marked with a sign stating "Sprinkler Control Valve." Markings made with embossed plastic tape, pencil, ink, crayon, or similar materials shall not be considered permanent. The sign shall be secured with noncorrosive wire, chain, or other means.
2. Markings shall be provided in a conspicuous place at the sprinkler control valve and shall state: "Notify the Fire Department (748-6240) before closing valve."
3. Valves connecting the limited area sprinkler system to the domestic water supply shall be locked open in an approved manner.

901.6.3 Reporting Results of Periodic Tests. Add subsection 901.6.3 as follows:

The individual or company performing any test or inspection required under this article shall provide the code official with a complete written record of the test or inspection within 15 days after it is conducted. Such written record shall note plainly which standard, as referenced by this code, was used for the test or inspection.

904.11.6.1 Ventilation System. Delete and substitute subsection 904.11.6.1 as follows:

The ventilation system in connection with hoods shall be operated at the required rate of air movement, and classified grease filters shall be in place when equipment under a kitchen grease hood is used. Cooking appliances, which require a commercial kitchen exhaust hood system, shall not be operated while the fire suppression system or kitchen exhaust system is non-operational or otherwise impaired.

904.11.6.6 Manual Operations. Add subsection 904.11.6.6 as follows:

Instructions for manually operating the fire suppression system for the commercial kitchen exhaust system shall be posted conspicuously in the kitchen and shall be reviewed periodically with employees by the management.

~~907.20.1.2 Alarm Activations. Add subsection F-501.7 as follows:~~

907.21 Nuisance Alarm Activations. Add section 907.21 as follows:

The owner and/or the occupant of any structure served by a fire protection system which has activated on two or more occasions when no fire, unsafe condition or other hazard has occurred, shall repair the system or correct conditions which are causing the system to activate.

Chapter 10. Means of Egress

~~1003.1.1 Overcrowding. A person shall not permit overcrowding or admittance of any person beyond the approved occupant load. The fire official, upon finding overcrowded conditions or obstruction in aisles, passageways or other means of egress, or upon finding any condition which constitutes a hazard to life and safety, shall cause the occupancy, performance, presentation, spectacle or entertainment to be stopped until such condition or obstruction is corrected and the addition of any further occupants shall be prohibited until the approved occupant load is reestablished.~~

~~1011.5~~ 1027.6. Marking Means of Egress. Add subsection ~~1011.5~~ 1027.6 as follows:

The code official may require the means of egress through storage areas to be marked, and the owner or his agent shall be responsible for marking and maintaining such aisles as required.

Chapter 27. Hazardous Materials – General Provisions

2702.1 Definitions. Delete and substitute the following definition:

Hazardous Materials. Those chemicals or substances which are physical hazards or health hazards as defined and classified in Chapter 28, whether the materials are in usable or waste condition, including flammable and combustible liquids.

Chapter.33 Explosives and Fireworks

3301.1.3.1. Fireworks Prohibited. Add subsection 3301.1.3.1 as follows:

Permissible fireworks, as defined in the Statewide Fire Prevention Code, shall not be possessed, stored, sold, used or handled in Chesterfield County.

~~3302.1 Delete the following definition from 3302.1:~~

Permissible Fireworks

~~3302.1 Add the following exception to definition of Fireworks.~~

Exception.

~~The term fireworks shall not include automobile flares, paper caps containing not more than an average of .25 grains (16 mg) of explosive content per cap, or any toy pistols, toy canes, toy guns, and other devices using such caps.~~

3308.1 General. Add the following text to 3308.1:

A permit shall be required for the public display of fireworks.

3308.2 Permit Application. Add the following text to 3308.2:

Application for permits shall be made in writing at least 60 days in advance of the date of the display or discharge of fireworks. The sale, possession, discharge and distribution of fireworks for display shall be lawful only under the terms and conditions, and for the purpose set forth in the permit. A permit shall not be transferable, and shall not extend beyond the dates set forth in the permit.

3308.11.1 Violations. Add subsection 3308.11.1 as follows:

No person shall store, possess, offer for sale, expose for sale, sell at retail or use or explode any fireworks, except as provided in the rules and regulations issued by the code official for the granting of permits for supervised public displays of fireworks.

Chapter 34. Flammable and Combustible Liquids

3404.1.1 Prohibited Storage. Add subsection 3404.1.1 as follows:

The storage of flammable and combustible liquid shall be prohibited in occupancies of Use Group A, R-1, R-2, and in rental storage facilities.

3406.5.1.6 Fire Protection. Delete and substitute 3406.5.1.6 as follows:

Whenever tank vehicles are automatically loaded with flammable liquids at bulk storage terminals without an employee in attendance, the loading rack area shall be protected by a completely automatic fire suppression system approved by the code official. The system shall be designed to provide fire protection to both the loading rack and tank vehicles and shall be supervised by an accredited central station facility.

Chapter ~~36~~ 38. Liquefied Petroleum Gases

~~3603.4~~ 3801.4. Emergency Services. Add subsection ~~3603.4~~ 3804.1 as follows:

Anyone who supplies liquefied petroleum gas service shall have a qualified maintenance person available at all times to assist fire department personnel with emergency incidents involving the service.

~~3605.6.1. Portable Containers. Add Subsection 3605.6.1 as follows:~~

~~Installation and operation of liquefied petroleum containers offered for sale or exchange shall comply with regulations established by the code official.~~

3809.13. Delete and substitute section 3809.13 as follows:

Protection of Containers. Containers shall be placed in a suitable enclosure or otherwise protected against tampering. The enclosure shall be secured to the sidewalk, concrete pad, or building to avoid tipping or movement of the enclosure. The servicing company's name and 24-hour phone number and "NO SMOKING" signs shall be provided and maintained on the enclosure. Vehicular protection shall be provided as required by the fire official.

APPENDICES

The following appendices of the International Fire Code, ~~2000~~ 2003 edition shall be an enforceable part of this code:

Appendix B – Fire-flow Requirements for Buildings

B105.2. Exception. Delete and substitute the following exception to Section B105.2

Exception: A reduction in required fire flow of up to 75 percent, as approved, is allowed when the building is provided with an automatic sprinkler system installed in accordance with Section 903.3.1.1 or 903.3.1.2 of the International Fire Code. The resulting fire flow shall not be less than 1,500 gallons per minute.

Appendix C - Fire Hydrant Locations and Distribution

Appendix D – Fire Apparatus Access Roads

Exception: Section D106 and Section D107 shall not be included in this code.

(2) *That this ordinance shall become effective November 16, 2005.*



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: November 9, 2005

Item Number: 15.B.

Subject:

Hold a Public Hearing to Consider the Receipt and Appropriation of Grant Funds from the Federal Emergency Management Agency (FEMA) through the Hazard Mitigation Grant Program (HMGP)

County Administrator's Comments:

Recommend Approval

County Administrator: _____

[Signature]

Board Action Requested:

The Board of Supervisors is requested to hold a public hearing to consider the receipt and appropriation of \$769,589 in federal and state grant funds from the Federal Emergency Management Agency through the Hazard Mitigation Grant Program. The Board is also requested to approve the receipt and appropriation of \$39,618 from the owners of the subject properties to satisfy the local match requirement of the grant.

Summary of Information:

The Federal Emergency Management Agency has approved funding through the Hazard Mitigation Grant Program for a project to purchase up to four homes located within the 100-year flood plain on Hudswell Lane. Tropical Depression Gaston damaged the homes in August of 2004.

The grant covers 95 percent (\$769,589) of the projected costs for mitigation and the owners of the properties will contribute the remaining 5 percent (\$39,618). Participation by the owners is voluntary. All affected property owners have been notified of their 5 percent obligation. Staff has met with 3 of the 4 homeowners to date and expects to meet with the 4th prior to the public hearing. No County dollars will be required.

Preparer: _____ William D Dupler Title: _____ Building Official

Attachments:

☐

Yes

☒

No

000069



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Meeting Date: November 9, 2005

Budget and Management Comments:

This agenda item requests that the Board hold a public hearing to consider the acceptance and appropriation of \$769,589 in grant funds from the Federal Emergency Management Agency through the Hazard Mitigation Grant Program. The grant funds include \$594,270 in federal project funds, \$158,472 in state project funds, and \$16,847 in federal funds for administrative overhead. The Board is also requested to consider the appropriation of homeowner contributions in the amount of \$39,618, which satisfies the local match requirement of the grant. No County funds are necessary. The completion date for the project is July 31, 2008.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

000070



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: November 9, 2005

Item Number: 15.C.

Subject:

Public Hearing to Consider the Adoption of an Ordinance Providing for the Implementation of the 2004-2005 Changes to the Personal Property Tax Relief Act of 1998

County Administrator's Comments:

Recommend Approval

County Administrator: _____

LJR

Board Action Requested:

Hold a public hearing to consider the adoption of the attached ordinance which specifies that implementation of the 2004-2005 changes to the Personal Property Tax Relief Act of 1998, will be accomplished showing the tax relief as a specific dollar amount on citizen tax bills.

Summary of Information:

Beginning in 2006, the state's obligation to reimburse the county under the Personal Property Tax Relief Act will be capped. The reimbursement will no longer grow with the value and number of county vehicles. Chesterfield's annual fixed amount is estimated at \$41 million and will be known for certain March 2006. Each locality will have the latitude to determine how best to distribute the relief among its taxpayers. The only requirement is that the funds provided by the state be utilized to provide relief to owners of qualifying vehicles.

The two options for reflecting tax relief on citizen's bills are 1) annually setting different personal property tax rates depending on the value of the vehicle or 2) showing the specific dollar amount of relief for each vehicle on the individual's tax bill.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

Attachments:



Yes



No

000071

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Meeting Date: November 9, 2005

Summary of Information (continued)

Staff is recommending showing the specific dollar amount of relief on the tax bills rather than setting varying tax rates every year because the dollar amount method is clearer for citizens to understand and they are accustomed to seeing the relief displayed on their tax bills this way currently.

In order to pursue this option, the Board must adopt the attached ordinance. The ordinance specifies that the county is electing to compute relief using the specific dollar amount (rather than varying tax rates). In addition, the ordinance specifies that the county will continue to eliminate taxation for vehicles assessed at less than \$1,000 and that no relief will be available for bills delinquent after September 1, 2006.

No matter the method chosen, as a result of the state capping the reimbursement amount, all county citizens will receive less and less relief over time.

000072

**AN ORDINANCE TO AMEND AND ENACT THE
CODE OF THE COUNTY OF CHESTERFIELD, 1997,
AS AMENDED, BY ENACTING A NEW DIVISION 4 OF
ARTICLE III, CHAPTER 9 OF THE CODE CONSISTING
OF NEW SECTION 9-70 RELATING TO THE TANGIBLE
PERSONAL PROPERTY TAXATION OF MOTOR VEHICLES**

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) *That the Code of the County of Chesterfield, 1997, as amended, is amended and re-enacted by adding the following division and section:*

DIVISION 4. TAX RELIEF FOR QUALIFYING MOTOR VEHICLES

Sec. 9-70. Tax Relief for Qualifying Motor Vehicles

- (a) Basis of tax relief. The tax relief provided under this section relates to the Personal Property Tax Relief Act of 1998, Va. Code §§ 58.1-3523 *et seq.* ("PPTRA"), which was modified by the enactment of Chapter 1 of the Acts of Assembly, 2004 Special Session I (Senate Bill 5005), and the provisions of Item 503 of Chapter 951 of the 2005 Acts of Assembly (the 2005 revisions to the 2004-06 Appropriations Act, hereinafter cited as the "2005 Appropriations Act").
- (b) Method of computing and reflecting tax relief. For tax years commencing in 2006, the County adopts the provisions of Item 503.E of the 2005 Appropriations Act, providing for the computation of tax relief as a specific dollar amount to be offset against the total taxes that would otherwise be due but for PPTRA and the reporting of such specific dollar relief on the tax bill. The Board shall, by resolution, set the percentage of tax relief at a level that is anticipated to exhaust PPTRA relief funds provided to the County by the State. Personal property tax bills shall set forth on their face the specific dollar amount of relief credited with respect to each qualifying vehicle, together with an explanation of the manner in which relief is allocated.
- (c) Allocation of relief among taxpayers. Relief shall be allocated in such as manner as to eliminate personal property taxation of each qualifying vehicle with an assessed value of \$1,000 or less. Relief with respect to qualifying vehicles with assessed values of more than \$1,000 shall be provided at a percentage, annually fixed and applied to the first \$20,000 in value of each such qualifying vehicle, that is estimated to exhaust all available state PPTRA relief. The percentage shall be established annually as a part of the adopted budget for the County.
- (d) Transitional provisions.
 - (i) Pursuant to authority conferred in Item 503.D of the 2005 Appropriations Act, the County Treasurer shall issue a supplemental personal property tax bill, in the amount of 100 percent of tax due without regard to any former entitlement to state PPTRA relief, plus applicable penalties and interest, to any taxpayer whose taxes with respect to a qualifying vehicle for tax year 2005 or any prior tax year remain

unpaid on September 1, 2006, or such date as state funds for reimbursement of the state share of such bill have become unavailable, whichever occurs first.

(ii) Penalty and interest with respect to bills issued pursuant to this section shall be computed on the entire amount of tax owed. Interest shall be computed at the rate provided in Section 9-51 from the original due date of the tax.

(2) *That this ordinance shall become effective January 1, 2006.*

0425:70241.1



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: November 9, 2005

Item Number: 15.D.

Subject:

Public Hearing to Appropriate Funds from FY2005 Results of Operations

County Administrator's Comments: *Recommend Approval*

County Administrator: *JBR*

Board Action Requested:

The Board is requested to appropriate funds from FY2005 Results of Operations as outlined below.

Summary of Information:

As outlined on the attachment, the county ended FY2005 with a \$15.4 million increase above projected ending undesignated fund balance. Staff requests approval of the following actions. If all recommendations are approved, undesignated ending fund balance is projected to be \$45.4 million through FY2007 consistent with the Board of Supervisors financial policies which stipulate that undesignated fund balance will be 7.5 percent of general governmental expenditures.

General County Recommendations

- (1) Appropriate \$1,782,200 in FY2006 for the items identified on the attachment primarily for public safety pay adjustments approved in September, Comprehensive Services costs, Access Chesterfield transportation program and other uses.
- (2) Designate \$2,400,577 in tax revenue and \$573,483 in unspent appropriations and other revenue for use in FY2007 for capital items.

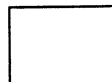
Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

Attachments:



Yes



No

000075

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Meeting Date: November 9, 2005

Summary of Information (continued)

School Recommendations

- 1) Appropriate \$793,855 in the current year for Comprehensive Services costs, the Schools portion of the property tax and assessor system enhancements, and School health nurse costs; and
- 2) Appropriate \$6,327,343 to the School's Capital Reserve to be used for costs associated with approved bond referendum projects.

000076

FY2005 Results of Operations

Projected Fund Balance at June 30, 2005 **\$40,898,800**

FY2005 Changes to Fund Balance

Additions

Property Taxes	\$11,084,231	
All Other Surplus Revenue (net of reserves)	990,078	
Expenditure Savings (net of reserves)	2,598,734	
Hurricane Isabel funds received	<u>705,615</u>	
		<u>\$15,378,658</u>

Undesignated Fund Balance at June 30, 2005 **\$56,277,458**

Proposed Uses of Undesignated Fund Balance

Schools-For Use in FY2006

Comprehensive Services-05/06 shortfalls	\$301,300	
Property Tax/Assessor System Enhancements	437,955	
School Health Nurses-state cooperative budget increases/other	<u>54,600</u>	
		\$793,855

Schools-Use in FY2006 for Capital Projects

Property Taxes (after fund balance)	\$5,183,654
Unspent Appropriations (after tax relief and state sales tax)	\$1,143,689

County-For Use in FY2006

Comprehensive Services-05/06 shortfalls	\$384,700	
Public Safety Pay Adjustment (one-half the cost)	725,800	
Replace Floating Dock at Henricus-2007 celebration	45,000	
Access Chesterfield-Transportation Program-additional funds	300,000	
Elevator Replacement-Five Story Building-additional funds	250,000	
School Health Nurses-state cooperative budget increases/other	<u>76,700</u>	
		\$1,782,200

County-For Use in FY2007 for Capital Items

Property Taxes (after fund balance)	\$2,400,577	
Unspent Appropriations	255,105	
Other Surplus Revenue	<u>318,378</u>	
		\$2,974,060

Budgeted FY2006 Addition to Fund Balance **\$1,000,000**

Undesignated Fund Balance Projected Through FY2007 **\$45,400,000 ***

*Includes \$3.5 million addition to Fund Balance

000077



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 15.E.

Subject:

Public Hearing Date to Consider Approval of an Amendment of the Lease of Real Property at Ettrick Park for Operation of Food Concessions by the Ettrick Youth Sports Association

County Administrator's Comments:

Recommend Approval

County Administrator:

JSR

Board Action Requested:

The Board of Supervisors is requested to hold a public hearing to consider an amendment to the lease of real property for operation of food concessions at Ettrick Park to include the lease of a new storage building.

Summary of Information:

The Ettrick Youth Sports Association currently leases the Ettrick Park Concession building. They have received Community Development Block Grant funding for construction of a storage building to be located adjacent to the concession building. This lease amendment would add Ettrick Youth Sports Association use of the proposed storage building onto the existing lease.

Preparer: Michael S. Golden

Title: Director-Parks and Recreation

Attachments:

☐

Yes

☒

No

000078



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 15.F.

Subject: PUBLIC HEARING: Consider the Leasing of County Property at 10400 Beaver Bridge Road

County Administrator's Comments: *Recommend Approval*

County Administrator: *JHR*

Board Action Requested: Approve the leasing of County property at 10400 Beaver Bridge Road to Telecom Towers, LLC.

Summary of Information:

In 1992 the county leased property to RAM/BSE Communications, L.P. predecessor-in-interest to Telecom Tower, LLC. for construction of a tower for co-location of the county's 800 MHZ communications system and private companies communications antennas. The County has requested approval to install additional equipment on the tower and RAM/BSE failed to send renewal notices to the county as required by the original agreement. The term of the reinstated and amended lease will be for three years with five three-year renewal terms.

A public hearing is required to lease County property.

Approval is recommended.

Districts: Clover Hill

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:

☐

Yes

☒

No

000079



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 15.G.

Subject: PUBLIC HEARING: Consider the Conveyance of Property at 15610 Harrowgate Road to Chesterfield Alternatives, Incorporated

County Administrator's Comments: *Recommend Approval*

County Administrator: *JGH*

Board Action Requested: Authorize the conveyance of property at 15610 Harrowgate Road to Chesterfield Alternatives, Inc.

Summary of Information:

Staff requests that the Board of Supervisors approve the conveyance of property at 15610 Harrowgate Road, with improvements, to Chesterfield Alternatives, Inc. a not for profit corporation incorporated in 1986 to compliment the programs the Chesterfield Community Services Board (CSB). The assessed value is \$154,900. Over the course of the last three years Chesterfield Alternative Inc. (CAI) has made over \$90,000 of improvements to the property to ensure its use as a program for the CSB. CAI currently leases the property from the county, managing the property for a CSB operated program. Acquisition of the property will allow CAI to finance additional projects for CSB services. If CAI discontinues managing the property for a CSB program, the property will revert to the county.

District: Bermuda

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



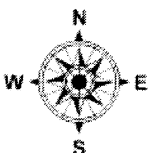
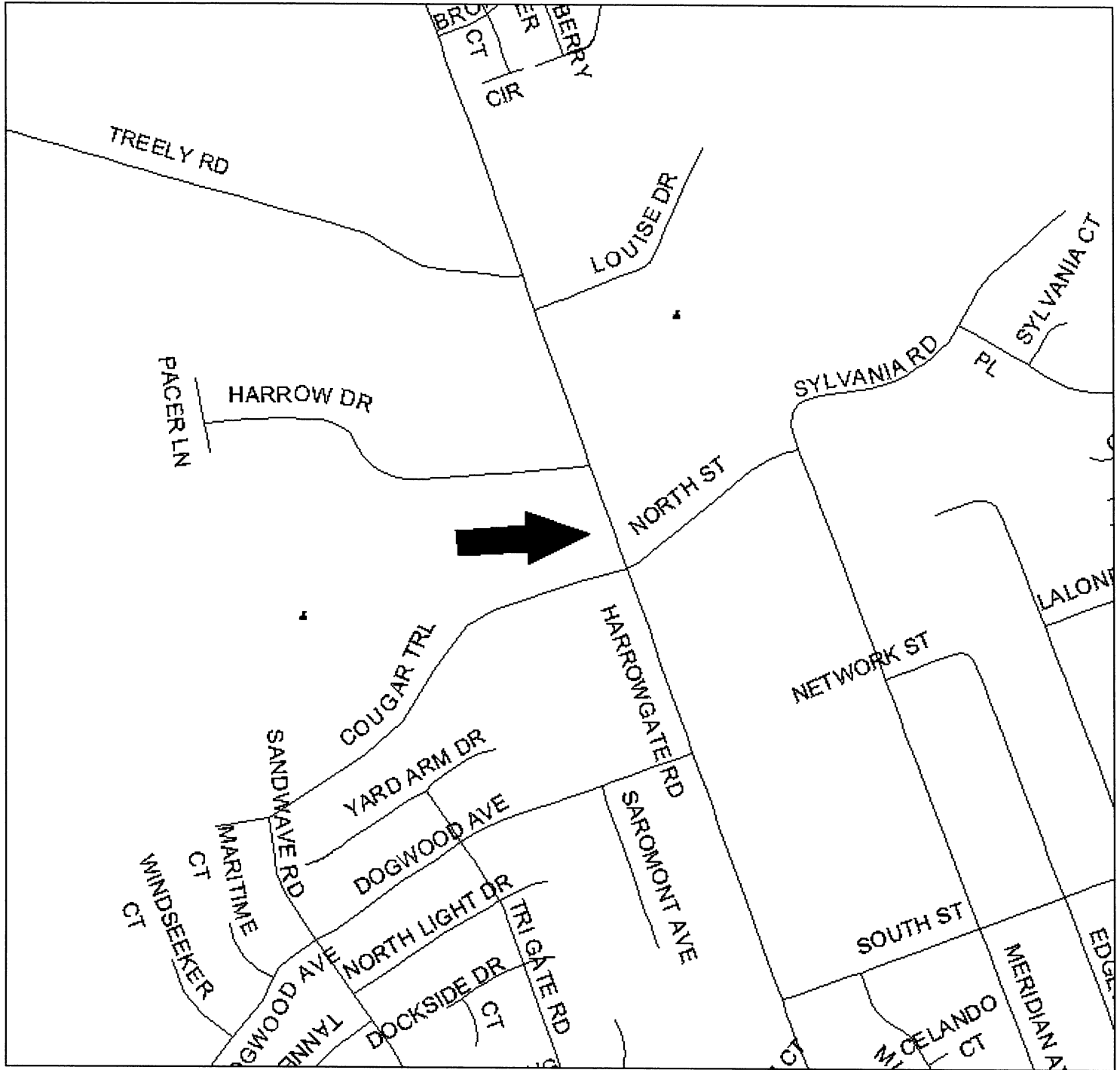
Yes



No

000080

VICINITY SKETCH



Chesterfield County Department of Utilities

1 inch equals 625 feet



000081





**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: November 9, 2005

Item Number: 16.

Subject:

Adjournment and Notice of Next Scheduled Meeting of the Board
of Supervisors

County Administrator's Comments:

County Administrator: _____ 

Board Action Requested:

Summary of Information:

Motion of adjournment and notice of a regularly scheduled meeting to be
held on November 22, 2005 at 4:00 p.m.

Preparer: Lisa H. Elko

Title: Clerk to the Board

Attachments:

☐

Yes

☒

No

#

000083